

BOARD FOR CONTRACTORS BOARD MEETING

FINAL MINUTES

The Board for Contractors met on Tuesday, December 16, 2008 at the Department of Professional and Occupational Regulation (DPOR), 9960 Mayland Drive, Richmond, Virginia. The members indicated below were present. Each of the other members present was qualified to vote, except where a specific reason for disqualification is stated. There are 13 members on this board, in which seven constitutes a quorum pursuant to §54.1-1102.

Robert M. Kirby, Chairman
Mark Cronin
Jack Miller
Jeffrey Modisett
Michael Redifer
William Rusher
Troy Smith
Homer C. Pete Sumpter
Deborah Lynn Tomlin
Wyatt H. Walton
A. Bruce Williams
Dorothy Wood

Board Member absent from the meeting was:
Kenneth Hart

Staff members present for all or part of the meeting were:

Jay W. DeBoer, Director
Eric L. Olson, Executive Director
Mark Courtney, Deputy Director, LRD
Sheila Watkins, Administrative Assistant
Karen Bullock, Compliance Specialist
Earlyne Perkins, Legal Analyst
Michelle Atkinson, Legal Analyst
Victoria Traylor, Legal Analyst
Jill Richardson, Licensing & Education Administrator
Adrienne Mayo, Regulatory Boards Administrator
Steven Jack, Assistant Attorney General

Chairman Robert Kirby called the meeting to order at 9:04 a.m. and declared declared a of board members was in attendance.

**Call
To Order**

A motion was made by Ms. Wood and seconded by Mr. Sumpter to approve the agenda with the correction of the chairman's name to reflect Mr. Kirby. The motion passed unanimously. Members voting "Yes" were: Cronin, Kirby, Miller, Modisett, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams and Wood.

**Approval of the
Agenda**

Hart was absent.

Ms. Wood moved to approve the following minutes as submitted from the:

**Approval of
Minutes**

October 28, 2008, Board for Contractors Meeting
October 2, 2008 Informal Fact Finding Conference
October 7, 2008 Informal Fact Finding Conference
October 16, 2008 Informal Fact Finding Conference
October 21, 2008 Informal Fact Finding Conference
October 30, 2008 Informal Fact Finding Conference
November 4, 2008 Informal Fact Finding Conference

Mr. Williams seconded the motion and it was unanimously approved by members: Members voting "Yes" were: Cronin, Kirby, Miller, Modisett, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams and Wood.

Hart was absent.

There was no public comment.

**Public Comment
Period**

In the matter of Recovery Fund File Number 2008-02457, Steven & Robin Bishop (Claimants) vs. Majestic Designs, Inc. (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. Majestic Designs, Inc. (Regulant) did not appear at the board meeting. Steven & Robin Bishop (Claimants) attended the Board meeting.

**File Number
2008-02457
Steven & Robin
Bishop vs. Majestic
Designs, Inc.**

Mr. Hollar, the Board's Hearing Representative was not present and did not participate during the discussion or the vote. After discussion, a motion was made by Ms. Wood and seconded by Mr. Williams to adopt the claim review and the hearing officer's recommendations and summary for violations and approve the claim for payment in the amount of \$20,000.00. The motion passed by unanimous vote. Members voting "Yes" were: Cronin, Kirby, Miller, Modisett, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams and Wood.

Hart was absent.

In the matter of Recovery Fund File Number 2008-02531, Gary K. Buracker (Claimant) vs. Kitchen Mechanical, Inc. (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **Kitchen Mechanical, Inc. (Regulant)** did not appear at the board meeting. **Gary K. Buracker (Claimant)** attended the Board meeting.

File Number
2008-02531
Gary K. Buracker
vs. Kitchen
Mechanical, Inc.

Mr. Hollar, the Board's Hearing Representative was not present and did not participate during the discussion or the vote. After discussion, a motion was made by **Ms. Wood** and seconded by **Mr. Williams** to adopt the claim review and the hearing officer's recommendations and summary for violations and approve the claim for payment in the amount of **\$15,048.00**. The motion passed by unanimous vote. Members voting "Yes" were: **Cronin, Kirby, Miller, Modisett, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams and Wood.**

Hart was absent.

In the matter of Recovery Fund File Number 2008-02565, Eileen Keller (Claimant) vs. D & S General Contracting of Virginia, LLC (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **D & S General Contracting of Virginia, LLC (Regulant)** did not appear at the board meeting. **Eileen Keller (Claimant)** attended the Board meeting.

File Number
2008-02565
Eileen Keller vs. D
& S General
Contracting of
Virginia, LLC

Mr. Hollar, the Board's Hearing Representative was not present and did not participate during the discussion or the vote. After discussion, a motion was made by **Ms. Wood** and seconded by **Mr. Sumpter** to adopt the claim review and the hearing officer's recommendations and summary for violations and approve the claim for payment in the amount of **\$10,293.00**. The motion passed by unanimous vote. Members voting "Yes" were: **Cronin, Kirby, Miller, Modisett, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams and Wood.**

Hart was absent.

In the matter of Recovery Fund File Number 2008-02900, Michael & Darlene Slater (Claimants) vs. T & R Building Group, Inc., t/a T & T Building Group, Inc. (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **T & R Building Group (Regulant)** did not appear at the board meeting. **Michael & Darlene Slater (Claimants)** did not attend the Board meeting.

File Number
2008-02900
Michael & Darlene
Slater vs. T & R
Building Group,
Inc., t/a T & T
Building Group,
Inc.

Mr. Hollar, the Board's Hearing Representative was not present and did not participate during the discussion or the vote. After discussion, a motion was made by **Ms. Wood** and seconded by **Mr. Williams** to adopt the claim review and the hearing officer's recommendations and summary for violations and approve the claim for payment in the amount of **\$20,000.00**. The motion passed by unanimous vote. Members voting "Yes" were: **Cronin, Kirby, Miller, Modisett, Redifer, Rusher, Smith, Sumpter, Tomlin,**

Walton, Williams and Wood.

Hart was absent.

In the matter of Recovery Fund File Number 2008-03164, Jeffrey & Louise Branflick (Claimants) vs. Christopher Patete, t/a Sturdy Built, Mfg. (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **Christopher Patete, t/a Sturdy Built, Mfg. (Regulant)** did not appear at the board meeting. **Robert Partin**, counsel, on behalf of **Jeffrey & Louise Branflick (Claimants)** attended the Board meeting.

File Number
2008-03164
Jeffrey & Louise
Branflick vs.
Christopher Patete,
t/a Sturdy Built,
Mfg.

Mr. Hollar, the Board's Hearing Representative was not present and did not participate during the discussion or the vote. After discussion, a motion was made by **Mr. Sumpter** and seconded by **Ms. Wood** to adopt the claim review and the hearing officer's recommendations and summary for violations and approve the claim for payment in the amount of **\$20,000.00**. The motion passed by unanimous vote. Members voting "Yes" were: **Cronin, Kirby, Miller, Modisett, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams and Wood.**

Hart was absent.

In the matter of Recovery Fund File Number 2008-03520, Tony & Barbara Curtiss (Claimants) vs. Kastech, Inc. (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **Kastech, Inc. (Regulant)** did not appear at the board meeting. **James G. Cartier**, counsel, and **Tony & Barbara Curtiss (Claimants)** attended the Board meeting.

File Number
2008-03520
Tony & Barbara
Curtiss vs. Kastech,
Inc.

Mr. Hollar, the Board's Hearing Representative was not present and did not participate during the discussion or the vote. After discussion, a motion was made by **Ms. Wood** and seconded by **Mr. Cronin** to adopt the claim review and the hearing officer's recommendations and summary for violations and approve the claim for payment in the amount of **\$20,000.00**. The motion passed by unanimous vote. Members voting "Yes" were: **Cronin, Kirby, Miller, Modisett, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams and Wood.**

Hart was absent.

In the matter of Recovery Fund File Number 2008-03577, Joyce Gatling (Claimant) vs. Elbee Corporation (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **Elbee Corporation (Regulant)** did not appear at the board meeting. **Joyce Gatling (Claimant)** attended the Board meeting.

File Number
2008-03577
Joyce Gatling vs.
Elbee Corporation

Mr. Hollar, the Board's Hearing Representative was not present and did not participate during the discussion or the vote. After discussion, a motion was made by **Mr.**

Sumpter and seconded by **Mr. Redifer** to adopt the claim review and the hearing officer's recommendations and summary for violations and approve the claim for payment in the amount of **\$7,048.00**. The motion passed by unanimous vote. Members voting "Yes" were: **Cronin, Kirby, Miller, Modisett, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams and Wood**.

Hart was absent.

In the matter of Recovery Fund File Number 2008-03586, Hilda C. de Chanduvi (Claimants) vs. Emco Builders, Inc. (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **Emco Builders, Inc. (Regulant)** did not appear at the board meeting. **Hilda and Walter de Chanduvi (Claimants)** attended the Board meeting.

File Number
2008-03586
Hilda C. de
Chanduvi vs. Emco
Builders, Inc.

Mr. Hollar, the Board's Hearing Representative was not present and did not participate during the discussion or the vote. After discussion, a motion was made by **Ms. Wood** and seconded by **Mr. Williams** to adopt the claim review and the hearing officer's recommendations and summary for violations and approve the claim for payment in the amount of **\$20,000.00**. The motion passed by unanimous vote. Members voting "Yes" were: **Cronin, Kirby, Miller, Modisett, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams and Wood**.

Hart was absent.

In the matter of Recovery Fund File Number 2008-03596, David Hare (Claimant) vs. John Kid, t/a Rescue Electrical Service (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **John Kid, t/a Rescue Electrical Service (Regulant)** did not appear at the board meeting. **David Hare (Claimant)** attended the Board meeting and shared his disagreement with the recommendations.

File Number
2008-03596
David Hare vs.
John Kid, t/a
Rescue Electrical
Service

Mr. Hollar, the Board's Hearing Representative was not present and did not participate during the discussion or the vote. After discussion, a motion was made by **Mr. Walton** and seconded by **Ms. Wood** to adopt the claim review and the hearing officer's recommendations and summary for violations and approve the claim for payment in the amount of **\$15,930.00**. The motion passed by unanimous vote. Members voting "Yes" were: **Cronin, Kirby, Miller, Modisett, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams and Wood**.

Hart was absent.

In the matter of Recovery Fund File Number 2008-03633, Charles & Pamela Messler (Claimants) vs. Mark Conley, t/a Unlimited Visions (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **Mark Conley, t/a Unlimited Visions (Regulant)** did not appear at the board meeting. **Charles & Pamela Messler**

File Number
2008-03633
Charles & Pamela
Messler vs. Mark
Conley, t/a

(Claimants) did not attend the Board meeting.

Unlimited Visions

Mr. Hollar, the Board's Hearing Representative was not present and did not participate during the discussion or the vote. After discussion, a motion was made by **Mr. Redifer** and seconded by **Mr. Williams** to adopt the claim review and the hearing officer's recommendations and summary for violations and approve the claim for payment in the amount of **\$20,000.00**. The motion passed by unanimous vote. Members voting "Yes" were: **Cronin, Kirby, Miller, Modisett, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams and Wood**.

Hart was absent.

In the matter of Recovery Fund File Number 2008-03743, Benjamin & Katharine Bursae (Claimants) vs. Majestic Design, Inc. (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **Majestic Design, Inc. (Regulant)** did not appear at the board meeting. **Benjamin & Katharine (Claimants)** attended the Board meeting.

File Number
2008-03743
Benjamin &
Katharine Bursae
vs. Majestic Design,
Inc.

Mr. Hollar, the Board's Hearing Representative was not present and did not participate during the discussion or the vote. After discussion, a motion was made by **Ms. Wood** and seconded by **Mr. Modisett** to adopt the claim review and the hearing officer's recommendations and summary for violations and approve the claim for payment in the amount of **\$8,679.28**. The motion passed by unanimous vote. Members voting "Yes" were: **Cronin, Kirby, Miller, Modisett, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams and Wood**.

Hart was absent.

In the matter of Recovery Fund File Number 2008-03748, Lawrence & Andrea Wright (Claimants) vs. HEC Construction Services, Inc. (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **HEC Construction Services, Inc. (Regulant)** did not appear at the board meeting. **Andrea Wright (Claimant)** attended the Board meeting.

File Number
2008-03748
Lawrence &
Andrea Wright vs.
HEC Construction
Services, Inc.

Mr. Hollar, the Board's Hearing Representative was not present and did not participate during the discussion or the vote. After discussion, a motion was made by **Ms. Wood** and seconded by **Mr. Williams** to adopt the claim review and the hearing officer's recommendations and summary for violations and approve the claim for payment in the amount of **\$2,009.00**. The motion passed by unanimous vote. Members voting "Yes" were: **Cronin, Kirby, Miller, Modisett, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams and Wood**.

Hart was absent.

In the matter of Recovery Fund File Number 2008-02407, Lee & Kathleen Hoopes

File Number

(Claimants) vs. Fidelity Construction, Inc. (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **Fidelity Construction, Inc. (Regulant)** did not appear at the board meeting. **Lee & Kathleen Hoopes (Claimants)** did not attend the Board meeting.

2008-02407
Lee & Kathleen
Hoopes vs. Fidelity
Construction, Inc.

Mr. Redifer, the Board's Hearing Representative was not present and did not participate during the discussion or the vote. After discussion, a motion was made by **Ms. Wood** and seconded by **Mr. Sumpter** to adopt the claim review and the hearing officer's recommendations and summary for violations and approve the claim for payment in the amount of **\$20,000.00**. The motion passed by unanimous vote. Members voting "Yes" were: **Cronin, Kirby, Miller, Modisett, Rusher, Smith, Sumpter, Tomlin, Walton, Williams and Wood.**

Hart was absent.

In the matter of Recovery Fund File Number 2008-02530, Brian Gordon (Claimant) vs. Paul Van Wey, t/a PAV Construction (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **Paul Van Wey, t/a PAV Construction (Regulant)** did not appear at the board meeting. **Brian Gordon (Claimant)** attended the Board meeting.

File Number
2008-02530
Brian Gordon vs.
Paul Van Wey, t/a
PAV Construction

Mr. Redifer, the Board's Hearing Representative was not present and did not participate during the discussion or the vote. After discussion, a motion was made by **Ms. Wood** and seconded by **Mr. Sumpter** to adopt the claim review and the hearing officer's recommendations and summary for violations and approve the claim for payment in the amount of **\$879.72**. The motion passed by unanimous vote. Members voting "Yes" were: **Cronin, Kirby, Miller, Modisett, Rusher, Smith, Sumpter, Tomlin, Walton, Williams and Wood.**

Hart was absent.

In the matter of Recovery Fund File Number 2008-02989, Rebecca Campbell (Claimant) vs. Home Pro of VA, Inc. (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **Home Pro of VA, Inc. (Regulant)** did not appear at the board meeting. **Rebecca Campbell and Chris Saady, counsel,(Claimants)** attended the Board meeting.

File Number
2008-02989
Rebecca Campbell
vs. Home Pro of
VA, Inc.

Mr. Redifer, the Board's Hearing Representative was not present and did not participate during the discussion or the vote. After discussion, a motion was made by **Ms. Wood** and seconded by **Mr. Williams** to adopt the claim review and the hearing officer's recommendations and summary for violations and approve the claim for payment in the amount of **\$16,280.00**. The motion passed by unanimous vote. Members voting "Yes" were: **Cronin, Kirby, Miller, Modisett, Rusher, Smith,**

Sumpter, Tomlin, Walton, Williams and Wood.

Hart was absent.

In the matter of Recovery Fund File Number 2008-02909, Lucretia Moseley (Claimant) vs. Angela Smith, t/a Alston's Precise Painting and General Contracting (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **Angela Smith, t/a Alston's Precise Painting and General Contracting (Regulant)** did not appear at the board meeting. **Lucretia Moseley and Rondelle Herman, counsel, (Claimant)** attended the Board meeting.

**File Number
2008-02909
Lucretia Moseley
vs. Angela Smith,
t/a Alston's Precise
Painting and
General
Contracting**

Mr. Redifer, the Board's Hearing Representative was not present and did not participate during the discussion or the vote. After discussion, a motion was made by **Ms. Wood** and seconded by **Mr. Modisett** to adopt the claim review and the hearing officer's recommendations and summary for violations and approve the claim for payment in the amount of **\$20,000.00**. The motion passed by unanimous vote. Members voting "Yes" were: **Cronin, Kirby, Miller, Modisett, Rusher, Smith, Sumpter, Tomlin, Walton, Williams and Wood.**

Hart was absent.

In the matter of Recovery Fund File Number 2008-02912, Mark & Rose LeFebvre (Claimants) vs. Majestic Designs, Inc. (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **Majestic Designs, Inc. (Regulant)** did not appear at the board meeting. **Mark & Rose LeFebvre (Claimants)** attended the Board meeting.

**File Number
2008-02912
Mark & Rose
LeFebvre vs.
Majestic Designs,
Inc.**

Mr. Redifer, the Board's Hearing Representative was not present and did not participate during the discussion or the vote. After discussion, a motion was made by **Mr. Sumpter** and seconded by **Ms. Wood** to adopt the claim review and the hearing officer's recommendations and summary for violations and approve the claim for payment in the amount of **\$8,820.60**. The motion passed by unanimous vote. Members voting "Yes" were: **Cronin, Kirby, Miller, Modisett, Rusher, Smith, Sumpter, Tomlin, Walton, Williams and Wood.**

Hart was absent.

In the matter of Recovery Fund File Number 2008-03013, Charles Skidmore (Claimant) vs. Anthony Propst, t/a Mountain View Construction (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **Anthony Propst, t/a Mountain View Construction (Regulant)** did not appear at the board meeting. **Charles Skidmore (Claimant)** attended the Board meeting.

**File Number
2008-03013
Charles Skidmore
vs. Anthony Propst,
t/a Mountain View
Construction**

Mr. Hollar, the Board's Hearing Representative was not present and did not participate

during the discussion or the vote. After discussion, a motion was made by Ms. Wood and seconded by Mr. Sumpter to adopt the claim review and the hearing officer's recommendations and summary for violations and approve the claim for payment in the amount of \$17,361.57. The motion passed by unanimous vote. Members voting "Yes" were: Cronin, Kirby, Miller, Modisett, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams and Wood.

Hart was absent.

• In the matter of Recovery Fund File Number 2008-03533, Michael & Margaret Ziegler (Claimants) vs. Jim Powell Construction, LLC (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. Jim Powell Construction, LLC (Regulant) did not appear at the board meeting. Michael & Margaret Ziegler (Claimant) attended the Board meeting.

File Number
2008-03533
Michael &
Margaret Ziegler
vs. Jim Powell
Construction, LLC

Mr. Redifer, the Board's Hearing Representative was not present and did not participate during the discussion or the vote. After discussion, a motion was made by Ms. Wood and seconded by Mr. Sumpter to adopt the claim review and the hearing officer's recommendations and summary for violations and approve the claim for payment in the amount of \$20,000.00. The motion passed by unanimous vote. Members voting "Yes" were: Cronin, Kirby, Miller, Modisett, Rusher, Smith, Sumpter, Tomlin, Walton, Williams and Wood.

Hart was absent.

In the matter of Recovery Fund File Number 2008-03687, Colin & Tamara MacPherson (Claimants) vs. Lapco, Inc., t/a Shoreline Pool Builders (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. Lapco, Inc., t/a Shoreline Pool Builders (Regulant) did not appear at the board meeting. Colin & Tamara MacPherson (Claimants) attended the Board meeting.

File Number
2008-03687
Colin & Tamara
MacPherson vs.
Lapco, Inc., t/a
Shoreline Pool
Builders

Mr. Redifer, the Board's Hearing Representative was not present and did not participate during the discussion or the vote. After discussion, a motion was made by Ms. Wood and seconded by Mr. Sumpter to adopt the claim review and the hearing officer's recommendations and summary for violations and approve the claim for payment in the amount of \$6,634.00. The motion passed by unanimous vote. Members voting "Yes" were: Cronin, Kirby, Miller, Modisett, Rusher, Smith, Sumpter, Tomlin, Walton, Williams and Wood.

Hart was absent.

In the matter of Recovery Fund File Number 2008-03740, Lawrence & Teh Chang (Claimant) vs. W.S.C. Construction (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary

File Number
2008-03740
Lawrence & Teh

and recommendation. **W.S.C. Construction (Regulant)** did not appear at the board meeting. **Lawrence & Teh Chang (Claimants)** did not attend the Board meeting.

**Chang vs. W.S.C.
Construction**

Mr. Redifer, the Board's Hearing Representative was not present and did not participate during the discussion or the vote. After discussion, a motion was made by **Mr. Sumpter** and seconded by **Mr. Walton** to adopt the claim review and the hearing officer's recommendations and summary for violations and approve the claim for payment in the amount of **\$20,000.00**. The motion passed by unanimous vote. Members voting "Yes" were: **Cronin, Kirby, Miller, Modisett, Rusher, Smith, Sumpter, Tomlin, Walton, Williams and Wood**.

Hart was absent.

In the matter of Recovery Fund File Number 2008-03746, Kelly Gates (Claimant) vs. Dwayne White, t/a Dwayne White Construction (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **Dwayne White, t/a Dwayne White Construction (Regulant)** did not appear at the board meeting. **Kelly Gates (Claimant)** did not attend the Board meeting.

**File Number
2008-03746
Kelly Gates vs.
Dwayne White, t/a
Dwayne White
Construction**

Mr. Redifer, the Board's Hearing Representative was not present and did not participate during the discussion or the vote. After discussion, a motion was made by **Mr. Sumpter** and seconded by **Mr. Williams** to adopt the claim review and the hearing officer's recommendations and summary for violations and approve the claim for payment in the amount of **\$11,474.10**. The motion passed by unanimous vote. Members voting "Yes" were: **Cronin, Kirby, Miller, Modisett, Rusher, Smith, Sumpter, Tomlin, Walton, Williams and Wood**.

Hart was absent.

In the matter of Recovery Fund File Number 2008-03811, Joseph & Jean Pennell (Claimants) vs. Roger Borden, t/a Fredericksburg Home Builders (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **Roger Borden, t/a Fredericksburg Home Builders (Regulant)** did not appear at the board meeting. **Joseph & Jean Pennell (Claimants)** attended the Board meeting.

**File Number
2008-03811
Joseph & Jean
Pennell vs. Roger
Borden, t/a
Fredericksburg
Home Builders**

Mr. Redifer, the Board's Hearing Representative was not present and did not participate during the discussion or the vote. After discussion, a motion was made by **Ms. Wood** and seconded by **Mr. Williams** to adopt the claim review and the hearing officer's recommendations and summary for violations and approve the claim for payment in the amount of **\$5,048.00**. The motion passed by unanimous vote. Members voting "Yes" were: **Cronin, Kirby, Miller, Modisett, Rusher, Smith, Sumpter, Tomlin, Walton, Williams and Wood**.

Hart was absent.

In the matter of Recovery Fund File Number 2008-04050, Lynne & Craig Swanson (Claimants) vs. Fidelity Construction, Inc., t/a Fidelity Custom Homes (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **Fidelity Construction, Inc., t/a Fidelity Custom Homes (Regulant)** did not appear at the board meeting. **Lynne & Craig Swanson (Claimants)** attended the Board meeting.

File Number
2008-04050
Lynne & Craig
Swanson vs.
Fidelity
Construction, Inc.,
t/a Fidelity Custom
Homes

Mr. Redifer, the Board's Hearing Representative was not present and did not participate during the discussion or the vote. After discussion, a motion was made by **Ms. Wood** and seconded by **Mr. Smith** to adopt the claim review and the hearing officer's recommendations and summary for violations and approve the claim for payment in the amount of **\$20,000.00**. The motion passed by unanimous vote. Members voting "Yes" were: **Cronin, Kirby, Miller, Modisett, Rusher, Smith, Sumpter, Tomlin, Walton, Williams and Wood.**

Hart was absent.

In the matter of Recovery Fund File Number 2008-03500, Patrick & Diane Crowson (Claimants) vs. Royal Construction and Design, Inc. (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **Said Rabie** on behalf of **Royal Construction and Design, Inc. (Regulant)** appeared at the board meeting. **Patrick & Diane Crowson (Claimants)** did not attend the Board meeting.

File Number
2008-03500
Patrick & Diane
Crowson vs. Royal
Construction and
Design, Inc.

Mr. Redifer, the Board's Hearing Representative was not present and did not participate during the discussion or the vote. After discussion, a motion was made by **Ms. Wood** and seconded by **Mr. Sumpter** to close this case because payment in the amount of **\$6,632.10** was received by **Patrick & Diane Crowson** from **Royal Construction and Design, Inc.**, therefore, dismissing the claim. The motion passed by unanimous vote. Members voting "Yes" were: **Cronin, Kirby, Miller, Modisett, Rusher, Smith, Sumpter, Tomlin, Walton, Williams and Wood.**

Hart was absent.

In the matter of License Application File Number 2009-00192, Charm City Home Improvement, LLC, the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

File Number
2009-00192
Charm City Home
Improvement, LLC

Applicant Todd Mizrahi on behalf of **Charm City Home Improvement, LLC** appeared at the IFF and the Board meeting. The presiding Board representative **Ms. Brigil** was not present, did not participate in the discussion and did not vote. After discussion, a motion was made by **Ms. Wood** and seconded by **Mr. Williams** to adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference and issue a conditional license. The motion passed by unanimous vote.

Members voting "Yes" were: **Cronin, Kirby, Miller, Modisett, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams and Wood.**

Hart was absent.

In the matter of License Application File Number 2008-04573, Jamie Johnson, t/a JLJ Construction, LLC, the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

**File Number
2008-04573
Jamie Johnson, t/a
JLJ Construction,
LLC**

Applicant Jamie Johnson, t/a JLJ Construction, LLC appeared at the IFF and the Board meeting. The presiding Board representative **Ms. Brigil** was not present, did not participate in the discussion and did not vote. After discussion, a motion was made by **Ms. Wood** to deny the recommendation contained in the Summary of the Informal Fact-Finding Conference and not issue a license. The motion was not seconded. After further discussion, a motion was made by **Mr. Cronin** and seconded by **Ms. Wood** to amend the recommendation contained in the Summary of the Informal Fact-Finding Conference and issue a conditional license provided that Jamie Johnson submit to the Board within 30 days his financial documents. The motion passed by unanimous vote. Members voting "Yes" were: **Cronin, Kirby, Miller, Modisett, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams and Wood.**

Hart was absent.

In the matter of License Application File Number 2009-00114, Anointed Masonry One, LLC, the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

**File Number
2009-00114
Anointed Masonry
One, LLC**

Applicant Mulikul Abdullah on behalf of Anointed Masonry One, LLC and witness Lana Mae Pressley appeared at the IFF and the Board meeting. The presiding Board representative **Ms. Brigil** was not present, did not participate in the discussion and did not vote. After discussion, a motion was made by **Mr. Redifer** and seconded by **Mr. Williams** to adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference and issue a license. The motion passed by unanimous vote. Members voting "Yes" were: **Cronin, Kirby, Miller, Modisett, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams and Wood.**

Hart was absent.

In the matter of License Application File Number 2009-00969, Charles Hipskind, the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

**File Number
2009-00969
Charles Hipskind**

Applicant Charles Hipskind appeared at the IFF and the Board meeting. The presiding Board representative **Ms. Brigil** was not present, did not participate in the discussion and did not vote. After discussion, a motion was made by **Mr. Redifer** and

seconded by **Mr. Cronin** to adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference and issue a license. The motion passed by majority vote. Members voting "Yes" were: **Kirby, Miller, Modisett, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams and Wood**. **Mr. Cronin** voted "no."

Hart was absent.

In the matter of License Application File Number 2009-00572, Christopher LaRon Anderson, the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

File Number
2009-00572
Christopher LaRon
Anderson

Applicant Christopher LaRon Anderson appeared at the IFF and the Board meeting. The presiding Board representative **Ms. Brigil** was not present, did not participate in the discussion and did not vote. After discussion, a motion was made by **Mr. Redifer** and seconded by **Mr. Williams** to adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference and issue a license. The motion passed by unanimous vote. Members voting "Yes" were: **Cronin, Kirby, Miller, Modisett, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams and Wood**.

Hart was absent.

In the matter of License Application File Number 2009-00592, W. Harley Miller Contractors, Inc., the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

File Number
2009-00592
W. Harley Miller
Contractors, Inc.

Applicant W. Harley Miller Contractors, Inc. appeared at the IFF. **W. Harley Miller Contractors, Inc.** did not appear at the Board meeting. The presiding Board representative **Ms. Brigil** was not present, did not participate in the discussion and did not vote. After discussion, a motion was made by **Mr. Redifer** and seconded by **Mr. Williams** to adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference and deny a license. The motion passed by unanimous vote. Members voting "Yes" were: **Cronin, Kirby, Miller, Modisett, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams and Wood**.

Hart was absent.

In the matter of License Application File Number 2009-00952, John Matthews, t/a Mathews Well Drilling, the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

File Number
2009-00952
John Matthews, t/a
Mathews Well
Drilling

Applicant John Matthews, t/a Mathews Well Drilling appeared at the IFF and the Board meeting. The presiding Board representative **Ms. Brigil** was not present, did not participate in the discussion and did not vote. After discussion, a motion was made by

Mr. Cronin and seconded by **Mr. Miller** to adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference and issue a license. The motion passed by majority vote. Members voting "Yes" were: **Cronin, Miller, Modisett, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, and Williams**. **Ms. Wood** and **Mr. Kirby** voted "no."

Hart was absent.

In the matter of License Application File Number 2009-00953, John S. Matthews, the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

File Number
2009-00953
John S. Matthews

Applicant John S. Matthews appeared at the IFF and the Board meeting. The presiding Board representative **Ms. Brigil** was not present, did not participate in the discussion and did not vote. After discussion, a motion was made by **Mr. Redifer** and seconded by **Mr. Cronin** to adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference and issue a license. The motion passed by unanimous vote. Members voting "Yes" were: **Cronin, Miller, Modisett, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, and Williams**. **Ms. Wood** and **Mr. Kirby** voted "no."

Hart was absent.

In the matter of License Application File Number 2009-01034, Daniel Medina, the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

File Number
2009-01034
Daniel Medina

Applicant Daniel Medina appeared at the IFF and the Board meeting. The presiding Board representative **Ms. Brigil** was not present, did not participate in the discussion and did not vote. After discussion, a motion was made by **Ms. Wood** and seconded by **Mr. Sumpter** to adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference and issue a license. The motion passed by unanimous vote. Members voting "Yes" were: **Cronin, Kirby, Miller, Modisett, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams and Wood**.

Hart was absent.

In the matter of License Application File Number 2009-01040, Burger Landscape & Design, Inc., the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

File Number
2009-01040
Burger Landscape & Design, Inc.

Applicant Burger Landscape & Design, Inc. appeared at the IFF. **Burger Landscape & Design, Inc.** did not attend the Board meeting. The presiding Board representative **Ms. Brigil** was not present, did not participate in the discussion and did not vote. After discussion, a motion was made by **Mr. Walton** and seconded by **Mr. Sumpter** to

adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference and issue a license. The motion passed by unanimous vote. Members voting "Yes" were: **Cronin, Kirby, Miller, Modisett, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams and Wood.**

Hart was absent.

In the matter of License Application File Number 2009-00563, Franklin Construction Services, LLC, the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

**File Number
2009-00563
Franklin
Construction
Services, LLC**

Applicant Kevin Stevens on behalf of Franklin Construction Services, LLC appeared at the IFF and the Board meeting. The presiding Board representative **Ms. Brigil** was not present, did not participate in the discussion and did not vote. After discussion, a motion was made by **Mr. Sumpter** and seconded by **Mr. Redifer** to adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference and issue a license. The motion passed by unanimous vote. Members voting "Yes" were: **Cronin, Kirby, Miller, Modisett, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams and Wood.**

Hart was absent.

In the matter of License Application File Number 2009-00635, Claude Jackson, Jr., the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

**File Number
2009-00635
Claude Jackson, Jr.**

Applicant Claude Jackson, Jr. appeared at the IFF and the Board meeting. The presiding Board representative **Ms. Brigil** was not present, did not participate in the discussion and did not vote. After discussion, a motion was made by **Mr. Sumpter** and seconded by **Mr. Cronin** to adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference and issue a license. The motion passed by unanimous vote. Members voting "Yes" were: **Cronin, Kirby, Miller, Modisett, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams and Wood.**

Hart was absent.

In the matter of License Application File Number 2009-01036, Somjai Murrell, the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

**File Number
2009-01036
Somjai Murrell**

Applicant Somjai Murrell appeared at the IFF and the Board meeting. The presiding Board representative **Ms. Brigil** was not present, did not participate in the discussion and did not vote. After discussion, a motion was made by **Mr. Redifer** and seconded by **Mr. Williams** to adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference and issue a license. The motion passed by

unanimous vote. Members voting "Yes" were: **Cronin, Kirby, Miller, Modisett, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams and Wood.**

Hart was absent.

In the matter of License Application File Number 2009-01037, Robert Trainer, the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

**File Number
2009-01037
Robert Trainer**

Applicant Robert Trainer appeared at the IFF and the Board meeting. The presiding Board representative **Ms. Brigil** was not present, did not participate in the discussion and did not vote. After discussion, a motion was made by **Ms. Wood** and seconded by **Mr. Sumpter** to adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference and issue a license. The motion passed by unanimous vote. Members voting "Yes" were: **Cronin, Kirby, Miller, Modisett, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams and Wood.**

Hart was absent.

The Board took a ten minute recess at 10:20 a.m. and reconvene at 10:30 a.m.

**Recess and
Reconvene**

Mr. Chairman, I move that this meeting be recessed and that the Board immediately reconvene in closed meeting for the purpose of consultation with legal counsel and briefings by staff members pertaining to actual or probable litigation as permitted by § 2.2-3711.A.7 of the Code of Virginia. The following non-members will be in attendance to reasonably aid the consideration of the topic.

**Closed Section
2008-04209 Access
1st, Inc.**

Steven Jack – Board Counsel
Eric Olson – Board for Contractors Executive Director
Jill Richardson – Licensing & Education Administrator

This motion is made with respect to the matters(s) identified as agenda item(s): 6A 2008-04209 Access 1st, Inc. Request for Intermediate Relief. Motion by: **Mr. Rusher** and seconded by **Mr. Redifer** at 10:30 a. m.

CERTIFICATION OF CLOSED MEETING

WHEREAS, the Board for Contractors has convened a closed meeting on this date pursuant to an affirmative recorded vote in accordance with the provisions of the Virginia Freedom of Information Act; and

WHEREAS, § 2.2-3712 of the *Code of Virginia* requires a certification by this Board for Contractors that such closed meeting was conducted in conformity with

Virginia law;

NOW, THEREFORE, BE IT RESOLVED that the Board for Contractors hereby certifies that, to the best of each member's knowledge, (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the closed meeting to which this certification resolution applies and (ii) only such public business matters were identified in the motion convening the closed meeting were heard, discussed or considered by the Board for Contractors. Roll call vote:

Ayes: **Cronin, Kirby, Miller, Modisett, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams and Wood.**

Absent during the vote and the meeting: **Kenneth Hart**

The Board reconvenes from Closed Section at 10:55 a.m.

Reconvene from
Closed Section
2008-04209 Access
1st, Inc.

Upon a motion by **Mr. Redifer** and seconded by **Mr. Williams** to grant Intermediate Relief until January 31, 2009, providing that Access 1st, Inc. apply for a new license, waive notice for the IFF and they must attend all meetings and hearings. The motion passed by majority vote. Members voting "yes" were: **Cronin, Kirby, Miller, Redifer, Rusher, Smith, and Williams.**

Mr. Sumpter, Mr. Walton, Mr. Modisett, Ms. Wood and Ms. Tomlin voted "no."

Hart was absent.

In the matter of Disciplinary File Number 2007-04890, **Daniel Linzy, t/a Linzy Asphalt (Respondent)**; the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation. **Neither Daniel Linzy, t/a Linzy Asphalt (Respondent)** nor anyone on his behalf appeared at the IFF or the Board meeting. The presiding Board representative **Mr. Cronin** was not present, did not participate in the discussion and did not vote. After discussion, a motion was made by **Ms. Wood** and seconded by **Mr. Sumpter** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **Daniel Linzy, t/a Linzy Asphalt**, violated the following sections of its Regulations:

File Number
2007-04890
Daniel Linzy, t/a
Linzy Asphalt

Effective September 1, 2001		
Count 1:	18 VAC 50-22-260.B 22	
Count 2:	18 VAC 50-22-260 B 23	

The motion passed by unanimous vote. Members voting "yes" were: **Kirby, Miller,**

Modisett, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams and Wood.

Hart was absent.

After discussion a motion was made by **Ms. Wood** and seconded by **Mr. Sumpter** to impose the following sanctions:

Count 2:	\$500.00	
Total		\$500.00

In addition, for violation of Counts 1 and 2, the Board voted to impose revocation of license 2705-095412 for the violation of the regulation.

As to Count 1, pursuant to § 54.1-202 of the Code of Virginia, the Board voted to impose no monetary penalty for the violation of the regulation.

The motion passed by unanimous vote. Members voting "yes" were: **Kirby, Miller, Modisett, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams and Wood.**

Hart was absent.

In the matter of Disciplinary File Number 2008-00254, **Raymond Edward Cross, t/a Cross Home Improvement Specialties (Respondent)**; the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation. Neither **Raymond Edward Cross, t/a Cross Home Improvement Specialties (Respondent)** nor anyone on his behalf appeared at the IFF or the Board meeting. The presiding Board representative **Mr. Cronin** was not present, did not participate in the discussion and did not vote. After discussion, a motion was made by **Mr. Redifer** and seconded by **Ms. Wood** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **Raymond Cross, t/a Cross Home Improvement Specialties**, violated the following sections of its Regulations:

File Number
2008-00254
Raymond Edward
Cross, t/a Cross
Home
Improvement
Specialties

Effective February 1, 2006		
Count 1:	18 VAC 50-22-260.B 9	
Count 2:	18 VAC 50-22-260 B 6	Effective 9-1-2001
Count 3:	18 VAC 50-22-260 B 8	Effective 9-1-2001
Count 4:	18 VAC 50-22-260 B 28	Effective 9-1-2001

The motion passed by unanimous vote. Members voting "yes" were: **Kirby, Miller, Modisett, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams and Wood.**

Hart was absent.

After discussion a motion was made by **Mr. Redifer** and seconded by **Mr. Modisett** to impose the following sanctions:

Count 1:	\$350.00	
Count 2:	\$500.00	
Count 3:	\$500.00	
Total		\$1,350.00

In addition, for violation of Counts 1, 2 and 3, the Board requires **Raymond Cross, t/a Cross Home Improvement Specialties** have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 (ninety) days. As to Count 4, suspension of license (2705-067871) until such time that Raymond Cross satisfies the judgment and provides the Board with proof of satisfaction.

The motion passed by unanimous vote. Members voting "yes" were: **Kirby, Miller, Modisett, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams and Wood.**

Hart was absent.

In the matter of Disciplinary File Number 2008-00273, **Fredrick A Martin, t/a Martin Contracting (Respondent)**; the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation. Neither **Fredrick A Martin, t/a Martin Contracting (Respondent)** nor anyone on his behalf appeared at the IFF or the Board meeting. The presiding Board representatives **Mr. Cronin** and **Mr. Modisett** were not present, did not participate in the discussion and did not vote. After discussion, a motion was made by **Ms. Wood** and seconded by **Mr. Williams** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **Fredrick A Martin, t/a Martin Contracting**, violated the following sections of its Regulations:

File Number
2008-00273
Fredrick A Martin,
t/a Martin
Contracting

Effective May 1, 1999		
Count 1:	18 VAC 50-22-260.B 2	
Count 2:	18 VAC 50-22-260 B 28 (two violations)	Effective 7-1-2003
Count 3:	18 VAC 50-22-260 B 28	Effective 9-1-2001
Count 4:	18 VAC 50-22-260 B 13	Effective 9-1-2001
Count 5:	18 VAC 50-22-260 B 22	Effective 9-1-2001

The motion passed by unanimous vote. Members voting "yes" were: **Kirby, Miller, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams and Wood.**

Hart was absent.

After discussion a motion was made by **Mr. Williams** and seconded by **Ms. Wood** to impose the following sanctions:

Count 1:	\$1,000.00	
Count 4:	\$500.00	
Total		\$1,500.00

In addition, for violation of Count 4, the Board requires **Fredrick A Martin** have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 (ninety) days.

For the violation of Counts 1, 2, 3 and 5, the Board imposed revocation of license (2705-054246).

The motion passed by unanimous vote. Members voting "yes" were: **Kirby, Miller, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams and Wood.**

Hart was absent.

In the matter of Disciplinary File Number 2008-04087, **Fredrick A Martin (Respondent)**; the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation. Neither **Fredrick A Martin (Respondent)** nor anyone on his behalf appeared at the IFF or the Board meeting. The presiding Board representatives **Mr. Cronin** and **Mr. Modisett** were not present, did not participate in the discussion and did not vote. After discussion, a motion was made by **Ms. Wood** and seconded by **Mr. Sumpter** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **Fredrick A Martin**, violated the following sections of its Regulations:

File Number
2008-04087
Fredrick A Martin

Effective January 1, 2003		
Count 1:	18 VAC 50-30-190 1 (two violations)	
Count 2:	18 VAC 50—30-190 1	Effective 7-9-1999
Count 3:	18 VAC 50-30-190-1	Effective 4-1-2007
Count 4:	18 VAC 50—30-190 11	Effective 4-1-2007

The motion passed by unanimous vote. Members voting "yes" were: **Kirby, Miller, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams and Wood.**

Hart was absent.

After discussion a motion was made by **Ms. Wood** and seconded by **Mr. Sumpter** to impose the following sanctions:

Count 3:	\$250.00	
Total		\$250.00

In addition, for violation of Count 4, the Board requires **Fredrick A Martin** have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 (ninety) days.

For the violation of Counts 1, 2, and 4, the Board imposed revocation of license (2710-016108).

The motion passed by unanimous vote. Members voting "yes" were: **Kirby, Miller, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams and Wood.**

Hart was absent.

In the matter of Disciplinary File Number 2008-00371, Marco Orduna & Melvin Parada, t/a Monumental Home Renovations (Respondent); the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation. **Neither Marco Orduna & Melvin Parada, t/a Monumental Home Renovations (Respondent)** nor anyone on his behalf appeared at the IFF or the Board meeting. The presiding Board representative **Mr. Cronin** was not present, did not participate in the discussion and did not vote. After discussion, a motion was made by **Ms. Wood** and seconded by **Mr. Williams** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **Marco Orduna & Melvin Parada**, violated the following sections of its Regulations:

File Number
2008-00371
Marco Orduna &
Melvin Parada, t/a
Monumental Home
Renovations

Effective September 1, 2001		
Count 1:	18 VAC 50-22-260.B 30	
Count 3:	18 VAC 50-22-220 B	
Count 4:	18 VAC 50-22-220 C	

The motion passed by unanimous vote. Members voting "yes" were: **Kirby, Miller, Modisett, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams and Wood.**

Hart was absent.

After discussion a motion was made by **Ms. Wood** and seconded by **Mr. Redifer** to

impose the following sanctions:

Count 1:	\$500.00	
Count 3:	\$500.00	
Count 4:	\$500.00	
Total		\$1,500.00

In addition, for violation of Count 2, the Board requires **Marco Orduna & Melvin Parada** have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 (ninety) days.

For the violation of Counts 3 and 4, the Board imposed suspension of license (2705-092857). The suspension will be imposed until such time that Marco Orduna & Melvin Parada come into compliance with the regulations cited in Counts 3 and 4.

As to Count 1, the Board found no violation.

The motion passed by unanimous vote. Members voting "yes" were: **Kirby, Miller, Modisett, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams and Wood.**

Hart was absent.

In the matter of Disciplinary File Number 2008-01666, **Phillip M Miskovic, t/a Phil Miskovic (Respondent)**; the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation. **Phillip M Miskovic, t/a Phil Miskovic (Respondent)** appeared at the IFF and the Board meeting. The presiding Board representative **Mr. Cronin** was not present, did not participate in the discussion and did not vote. After discussion, a motion was made by **Ms. Wood** and seconded by **Mr. Sumpter** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **Phillip Miskovic**, violated the following sections of its Regulations:

File Number
2008-01666
Phillip M Miskovic,
t/a Phil Miskovic

Effective September 1, 2001		
Count 1:	18 VAC 50-22-260.B 8	
Count 2:	18 VAC 50-22-260 B 17	
Count 3:	18 VAC 50-22-260 B 27	

The motion passed by unanimous vote. Members voting "yes" were: **Kirby, Miller, Modisett, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams and Wood.**

Hart was absent.

After discussion a motion was made by **Ms. Wood** and seconded by **Mr. Williams** to impose the following sanctions:

Count 1:	\$250.00	
Count 2:	\$250.00	
Total		\$500.00

In addition, for violation of Counts 1, 2 and 3, the Board requires **Phillip M Mislovic** have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 (ninety) days.

As to Count 3, the Board voted to impose no monetary penalty for the violation of the regulation.

The motion passed by unanimous vote. Members voting "yes" were: **Kirby, Miller, Modisett, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams and Wood.**

Hart was absent.

In the matter of Disciplinary File Number 2008-02012, **Daniel Linzy, t/a Linzy Asphalt (Respondent)**; the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation. Neither **Daniel Linzy, t/a Linzy Asphalt (Respondent)** nor anyone on his behalf appeared at the IFF or the Board meeting. The presiding Board representative **Mr. Cronin** was not present, did not participate in the discussion and did not vote. After discussion, a motion was made by **Ms. Wood** and seconded by **Mr. Sumpter** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **Daniel Linzy**, violated the following sections of its Regulations:

File Number
2008-02012
Daniel Linzy, t/a
Linzy Asphalt

Effective September 1, 2001		
Count 1:	18 VAC 50-22-260.B 9	
Count 2:	18 VAC 50-22-230 A	
Count34:	18 VAC 50-22-260 B 27	

The motion passed by unanimous vote. Members voting "yes" were: **Kirby, Miller, Modisett, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams and Wood.**

Hart was absent.

After discussion a motion was made by **Ms. Wood** and seconded by **Mr. Sumpter** to impose the following sanctions:

Count 1:	\$500.00	
----------	----------	--

Count 2:	\$500.00	
Count 3:	\$1,000.00	
Total		\$2,000.00
In addition, for violation of Counts 1, 2 and 3, the Board requires Daniel Linzy have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 (ninety) days.		

The motion passed by unanimous vote. Members voting "yes" were: **Kirby, Miller, Modisett, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams and Wood.**

Hart was absent.

In the matter of Disciplinary File Number 2007-05075, **Negley Construction, Inc., t/a Negley Construction, Inc. (Respondent)**; the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation. **Paul Negley** on behalf of **Negley Construction, Inc. (Respondent)** and **James Panyne, Jr. and Clem Negley** appeared at the IFF. **James Payne, Jr. and Clem Negley** attended the Board meeting and addressed their disagreement with the recommendation. The presiding Board representative **Mr. Kirby** was not present, did not participate in the discussion and did not vote. **Mr. Redifer** chaired. After discussion, a motion was made by **Mr. Walton** and seconded by **Mr. Williams** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **Negley Construction, Inc.**, violated the following sections of its Regulations:

File Number
2007-05075
Negley
Construction, Inc.,
t/a Negley
Construction, Inc.

Effective January 1, 2003		
Count 2:	18 VAC 50-22-260.B 5	
Count 3:	18 VAC 50-22-260 B 5	
Count 7:	18 VAC 50-22-260 B 29 two violations	
Count 8:	18 VAC 50-22-260 B 22	

The motion passed by unanimous vote. Members voting "yes" were: **Cronin, Miller, Modisett, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams and Wood.**

Hart was absent.

After discussion a motion was made by **Mr. Walton** and seconded by **Mr. Modisett** to impose the following sanctions:

Count 2:	\$1,000.00	
----------	------------	--

Board for Contractors Meeting Minutes

December 16, 2008

Page 25 of 78

Count 3:	\$250.00	
Count 7:	\$1,000.00	
Total		\$2,250.00

In addition, for violation of Counts 2, 3, 7 and 8, the Board requires **Negley Construction, Inc.** have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 (ninety) days.

As to Counts 1, 4, 5 and 6, the Board found no violation.

As to Count 8, pursuant to § 54.1-202 of the Code of Virginia, the Board voted to impose no monetary penalty for the violation of the regulation.

The Board voted to increase the monetary penalty for the violation of Count 7 to be consistent with previous Board action of similar violations of the regulations.

The motion passed by unanimous vote. Members voting "yes" were: **Cronin, Miller, Modisett, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams and Wood.**

Hart was absent.

In the matter of Disciplinary File Number 2008-02772, **Tamara R Hartless, t/a Cornerstone Construction and Remodeling (Respondent)**; the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation. **Tamara R Hartless, t/a Cornerstone Construction and Remodeling (Respondent)** appeared at the IFF but not the Board meeting. **Suzanne Cleary-Godfrey and Dave Godfrey (Complainants)** appeared at the IFF. **Suzanne Cleary-Godfrey** attended the Board meeting. The presiding Board representative **Mr. Kirby** was not present, did not participate in the discussion and did not vote. After discussion, a motion was made by **Ms. Wood** and seconded by **Mr. Sumpter** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **Tamara R. Hartless**, violated the following sections of its Regulations:

**File Number
2008-02772
Tamara R
Hartless, t/a
Cornerstone
Construction and
Remodeling**

Effective February 1, 2006		
Count 1:	18 VAC 50-22-260.B 9	
Count 3:	18 VAC 50-22-260 B 27	Effective 9-1-2001
Count 4:	18 VAC 50-22-260 B 27	Effective 9-1-2001
Count 5:	18 VAC 50-22-260 B 31	Effective 9-1-2001
Count 6:	18 VAC 50-22-260 B 31	Effective 9-1-2001
Count 7:	18 VAC 50-22-260 B 17	Effective 9-1-2001

Board for Contractors Meeting Minutes

December 16, 2008

Page 26 of 78

Count 8:	18 VAC 50-22-260 B 6	Effective 9-1-2001
Count 9:	18 VAC 50-22-260 B 5	Effective 9-1-2001
Count 11:	18 VAC 50-22-260 B 14	Effective 9-1-2001
Count 12:	18 VAC 50-22-260 B 16	Effective 9-1-2001

The motion passed by unanimous vote. Members voting "yes" were: **Cronin, Miller, Modisett, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams and Wood.**

Hart was absent.

After discussion a motion was made by **Ms. Wood** and seconded by **Mr. Sumpter** to impose the following sanctions:

Count 3:	\$750.00	
Count 4:	\$1,500.00	
Count 5:	\$500.00	
Count 6:	\$500.00	
Count 7:	\$2,000.00	
Count 8:	\$2,000.00	
Count 9:	\$2,500.00	
Count 11:	\$2,500.00	
Count 12:	\$2,500.00	
Total		\$14,750.00

In addition, for violation of Counts 1, 3, 4 and 5, the Board requires **Tamara R Hartless** have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 (ninety) days.

For the violation of Counts 7, 8 9, 11 and 12 the Board imposed revocation of license (2705-113074)..

As to Count 1, the Board voted to impose no monetary penalty for the violation of the regulation.

As to Counts 2 and 10, the Board found no violation.

The motion passed by unanimous vote. Members voting "yes" were: **Cronin, Miller, Modisett, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams and Wood.**

Hart was absent.

In the matter of Disciplinary File Number 2009-00461, Olivia N Montano, t/a Montano Professional Services (Respondent); the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation. **Ronnie Montano** on behalf of **Olivia N Montano, t/a Montano Professional Services(Respondent)** and

File Number
2009-00461
Olivia N Montano,
t/a Montano
Professional

appeared at the IFF. **Neither Olivia N Montano, t/a Montano Professional Services nor anyone on her behalf** attend the Board meeting. The presiding Board representative **Mr. Rusher** was not present, did not participate in the discussion and did not vote. Mr. Kirby resumed as chairman. After discussion, a motion was made by **Ms. Wood** and seconded by **Mr. Sumpter** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **Olivia N Montano** violated the following sections of its Regulations:

Services

Effective September 1, 2001		
Count 1:	18 VAC 50-22-260.B 13	
Count 2:	18 VAC 50-22-230 B	

The motion passed by unanimous vote. Members voting "yes" were: **Cronin, Kirby, Miller, Modisett, Redifer, Smith, Sumpter, Tomlin, Walton, Williams and Wood.**

Hart was absent.

After discussion a motion was made by **Ms. Wood** and seconded by **Mr. Sumpter** to impose the following sanctions:

Count 1:	\$750.00	
Count 2:	\$400.00	
Total		\$1,150.00

In addition, for violation of Count 1, the Board requires **Olivia N Montano** have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 (ninety) days.

The motion passed by unanimous vote. Members voting "yes" were: **Cronin, Kirby, Miller, Modisett, Redifer, Smith, Sumpter, Tomlin, Walton, Williams and Wood.**

Hart was absent.

In the matter of Disciplinary File Number 2008-01069, **Fredericksburg Home Builders LLC, t/a Fredericksburg Home Builders (Respondent)**; the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation. **Neither Fredericksburg Home Builders, (Respondent), nor anyone on its behalf** appeared at the IFF or the Board meeting. The presiding Board representative **Mr. Smith** was not present, did not participate in the discussion and did not vote. After discussion, a motion was made by **Ms. Wood** and seconded by **Mr.**

File Number
2008-01069
Fredericksburg
Home Builders
LLC, t/a
Fredericksburg
Home Builders

Redifer to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **Fredericksburg Home Builders**, violated the following sections of its Regulations:

Effective September 1, 2001		
Count 1:	18 VAC 50-22-260.B 15	
Count 2:	18 VAC 50-22-260 B 30	
Count 3:	18 VAC 50-22-260 B 28	
Count 4:	18 VAC 50-22-220 A	

The motion passed by unanimous vote. Members voting "yes" were: **Cronin, Kirby, Miller, Modisett, Redifer, Rusher, Sumpter, Tomlin, Walton, Williams and Wood.**

Hart was absent.

After discussion a motion was made by **Ms. Wood** and seconded by **Mr. Redifer** to impose the following sanctions:

Count 1:	\$1,800.00	
Count 2:	\$2,000.00	
Count 3:	\$2,000.00	
Count 4:	\$400.00	
Total		\$6,200.00

In addition, for violation of Counts 1 and 4, the Board requires **Fredericksburg Home Builders LLC** have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 (ninety) days. Board voted to impose revocation of license (2705-105325) for the violation of the Count 2 and 3.

The motion passed by unanimous vote. Members voting "yes" were: **Cronin, Kirby Miller, Modisett, Redifer, Rusher, Sumpter, Tomlin, Walton, Williams and Wood.**

Hart was absent.

In the matter of Disciplinary File Number 2008-01701, John L Durso, Jr., t/a D & E Refrigeration (Respondent); the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation. **Neither John L Durso, Jr., (Respondent),** nor anyone on his behalf appeared at the IFF or the Board meeting. The presiding Board representative **Mr. Smith** was not present, did not participate in the discussion and did not vote. After discussion, a motion was made by **Mr. Redifer** and seconded by **Ms. Wood** to adopt the Report of Findings which contains the facts

File Number
2008-01701
John L Durso, Jr.,
t/a D & E
Refrigeration

regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **John L Durso, Jr.**, violated the following sections of its Regulations:

Effective September 1, 2001		
Count 1:	18 VAC 50-22-260.B 27	
Count 2:	18 VAC 50-22-260 B 31	

The motion passed by unanimous vote. Members voting "yes" were: **Cronin, Kirby, Miller, Modisett, Redifer, Rusher, Sumpter, Tomlin, Walton, Williams and Wood.**

Hart was absent.

After discussion a motion was made by **Ms. Wood** and seconded by **Mr. Redifer** to impose the following sanctions:

Count 1:	\$650.00	
Count 2:	\$200.00	
Total		\$850.00

In addition, for violation of Counts 1 and 2, the Board requires **John L Durso, Jr.** have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 (ninety) days.
As to Count 3, the Board found no violation.

The motion passed by unanimous vote. Members voting "yes" were: **Cronin, Kirby Miller, Modisett, Redifer, Rusher, Sumpter, Tomlin, Walton, Williams and Wood.**

Hart was absent.

In the matter of Disciplinary File Number 2008-01763, **Patrick M Lee, t/a Patrick M Lee (Respondent)**; the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation. Neither **Patrick M Lee, (Respondent)**, nor anyone on his behalf appeared at the IFF or the Board meeting. The presiding Board representative **Mr. Smith** was not present, did not participate in the discussion and did not vote. After discussion, a motion was made by **Ms. Wood** and seconded by **Mr. Sumpter** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **Patrick M Lee**, violated the following sections of its Regulations:

File Number
2008-01763
Patrick M Lee, t/a
Patrick M Lee

Effective September 1, 2001		
-----------------------------	--	--

Count 1:	18 VAC 50-22-260.B 27	
Count 2:	18 VAC 50-22-260 B 15	
Count 3:	18 VAC 50-22-260 B 31	

The motion passed by unanimous vote. Members voting "yes" were: **Cronin, Kirby, Miller, Modisett, Redifer, Rusher, Sumpter, Tomlin, Walton, Williams and Wood.**

Hart was absent.

After discussion a motion was made by **Ms. Wood** and seconded by **Mr. Redifer** to impose the following sanctions:

Count 1:	\$1,000.00	
Count 2:	\$2,200.00	
Count 3:	\$2,000.00	
Total		\$5,200.00

In addition, for violation of Counts 1, 2 and 3, the Board requires **Patrick M Lee** have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 (ninety) days.

The motion passed by unanimous vote. Members voting "yes" were: **Cronin, Kirby Miller, Modisett, Redifer, Rusher, Sumpter, Tomlin, Walton, Williams and Wood.**

Hart was absent.

In the matter of Disciplinary File Number 2008-04669, William Beach General Contractor, Inc. (Respondent); the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation. **William Beach General Contractor, Inc.** appeared at the IFF. **William Beach** attended the Board meeting. **Jimmy Cardwell** (Complainant) attended the IFF and the Board Meeting. The presiding Board representative **Mr. Smith** was not present, did not participate in the discussion and did not vote. After discussion, a motion was made by **Ms. Wood** and seconded by **Mr. Cronin** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendation of no violation. The motion passed by majority vote. Members voting "yes" were: **Cronin, Kirby Miller, Modisett, Rusher, Sumpter, Tomlin, Walton, Williams and Wood.** **Mr. Redifer** voted "no."

Hart was absent.

In the matter of Disciplinary File Number 2008-03298, James T Smith Heating

File Number
2008-02086
William Beach
General
Contractor, Inc.

File Number

and A/C Co., t/a Jim Smith Heating & Air Conditioning, CO. (Respondent); the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation. Neither James T Smith Heating and A/C Co., t/a Jim Smith Heating & Air Conditioning CO. (Respondent), nor anyone on his behalf appeared at the IFF or the Board meeting. The presiding Board representative Mr. Smith was not present, did not participate in the discussion and did not vote. After discussion, a motion was made by Ms. Wood and seconded by Mr. Modisett to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that James T Smith Heating and A/C Co., violated the following sections of its Regulations:

2008-03298
James T Smith
Heating and A/C
Co., t/a Jim Smith
Heating & Air
Conditioning Co.

Effective September 1, 2001		
Count 1:	18 VAC 50-22-260.B 9	
Count 2:	18 VAC 50-22-260 B 6	
Count 2:	18 VAC 50-22-260 B 28	

The motion passed by unanimous vote. Members voting "yes" were: Cronin, Kirby, Miller, Modisett, Redifer, Rusher, Sumpter, Tomlin, Walton, Williams and Wood. Hart was absent.

After discussion a motion was made by Ms. Wood and seconded by Mr. Sumpter to impose the following sanctions:

Count 1:	\$100.00	
Count 2:	\$1,000.00	
Count 4:	\$2,000.00	
Total		\$3,100.00

In addition, for violation of Counts 1 and 2, the Board requires James T Smith Heating and A/C Co. have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 (ninety) days. Board voted to impose suspension of license (2705-008415) until such time that the judgment has been satisfied.

As to Count 3, the Board found no violation.

The motion passed by unanimous vote. Members voting "yes" were: Cronin, Kirby Miller, Modisett, Redifer, Rusher, Sumpter, Tomlin, Walton, Williams and Wood.

Hart was absent.

In the matter of Disciplinary File Number 2008-03303, Fredericksburg Home Builders LLC, t/a Fredericksburg Home Builders (Respondent); the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation. **Neither Fredericksburg Home Builders, (Respondent),** nor anyone on its behalf appeared at the IFF or the Board meeting. The presiding Board representative **Mr. Smith** was not present, did not participate in the discussion and did not vote. After discussion, a motion was made by **Mr. Sumpter** and seconded by **Ms. Wood** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **Fredericksburg Home Builders**, violated the following sections of its Regulations:

File Number
2008-03303
Fredericksburg
Home Builders
LLC, t/a
Fredericksburg
Home Builders

Effective September 1, 2001		
Count 1:	18 VAC 50-22-260.B 25	

The motion passed by unanimous vote. Members voting "yes" were: **Cronin, Kirby, Miller, Modisett, Redifer, Rusher, Sumpter, Tomlin, Walton, Williams and Wood.**

Hart was absent.

After discussion a motion was made by **Mr. Sumpter** and seconded by **Ms. Wood** to impose the following sanctions:

Count 1:	\$2,000.00	
Total		\$2,000.00
Board voted to impose revocation of license (2705-105325) for the		

The motion passed by unanimous vote. Members voting "yes" were: **Cronin, Kirby Miller, Modisett, Redifer, Rusher, Sumpter, Tomlin, Walton, Williams and Wood.**

Hart was absent.

In the matter of Consent Order File Number 2008-02870 Board v. Sunset Way, Inc., the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2008-02870
Sunset Way, Inc.

Sunset Way, Inc. , acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 10	\$350.00
Count 2:	18 VAC 50-22-260 B 27	\$750.00
Count 3:	18 VAC 50-22-260 B 27	\$750.00
Count 4:	18 VAC 50-22-260 B 6	\$500.00
Count 5:	18 VAC 50-22-260 B 6	\$500.00
Count 6:	18 VAC 50-22-260 B 5	\$1,000.00
Count 7:	18 VAC 50-22-260 B 28	\$1,800.00
Board Costs		\$150.00
Total		\$6,050.00

In addition, for violation of Counts 1 - 5, **Sunset Way Inc.** agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 days of the order.

Further, for violation of Counts 6 and 7, **Sunset Way Inc** agrees to revocation of its license.

Upon a motion by **Mr. Redifer** seconded by **Mr. Williams** the board ratified the consent order with an unanimous vote: Members voting "Yes" were: **Tomlin, Cronin, Smith, Kirby, Redifer, Rusher, Williams, Sumpter and Wood.**

Mr. Modisett was not present; did not participate in the discussion and did not vote
Hart was absent.

In the matter of Disciplinary File Number 2007-00086, **Stayce Adams, t/a Master Piece Builders (Respondent)**; the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation. **Stayce Adams, t/a Master Piece Builders**, attended the IFF. **Neither Stayce Adams (Respondent)**, nor anyone on his behalf appeared at the Board meeting. The presiding Board representative **Ms. Wall** was not present, did not participate in the discussion and did not vote. **Mr. Redifer** chaired. After discussion, a motion was made by **Ms. Wood** and seconded by **Mr. Sumpter** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **Stayce Adams**, violated the following sections of its Regulations:

File Number
2007-00086
Stayce Adams, t/a
Master Piece
Builders

Effective September 1, 2001		
Count 1:	18 VAC 50-22-260.B 31	
Count 2:	18 VAC 50-22-260 B 14	

The motion passed by unanimous vote. Members voting "yes" were: **Cronin,, Miller, Modisett, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams and Wood.**

Mr. Kirby was not present; did not participate in the discussion and did not vote.

Hart was absent.

After discussion a motion was made by **Ms. Wood** and seconded by **Mr. Sumpter** to impose the following sanctions:

Count 1:	\$400.00	
Count 2:	\$800.00	
Total		\$1,200.00

In addition, for violation of Count 1, the Board requires **Stayce Adams** have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 (ninety) days.

Board voted to impose revocation of license (2705-101201) for the violation of the Count 2.

The motion passed by unanimous vote. Members voting "yes" were: **Cronin, Miller, Modisett, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams and Wood.**

Mr. Kirby was not present; did not participate in the discussion and did not vote.

Hart was absent.

In the matter of Disciplinary File Number 2008-02434, **Han G Hur, t/a Zanteck Custom Design (Respondent)**; the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation. Neither **Han G Hur, t/a Zanteck Custom Design (Respondent)**, nor anyone on his behalf appeared at the IFF or the Board meeting. The presiding Board representative **Mr. Walton** was not present, did not participate in the discussion and did not vote. **Mr. Redifer** chaired. After discussion, a motion was made by **Ms. Wood** and seconded by **Mr. Sumpter** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **Han G Hur**, violated the following sections of its Regulations:

File Number
2008-02434
Han G Hur, t/a
Zanteck Custom
Design

Effective September 1, 2001		
Count 1:	18 VAC 50-22-260.B 15	two violations
Count 2:	18 VAC 50-22-260 B 15	two violations
Count 3:	18 VAC 50-22-260 B 16	

The motion passed by unanimous vote. Members voting "yes" were: **Cronin, Miller, Modisett, Redifer, Rusher, Smith, Sumpter, Tomlin, Williams and Wood.**

Mr. Kirby was not present; did not participate in the discussion and did not vote.

Hart was absent.

After discussion a motion was made by **Ms. Wood** and seconded by **Mr. Sumpter** to impose the following sanctions:

Count 1:	\$1,500.00	
Count 2:	\$1,500.00	
Count 3:	\$1,500.00	
Total		\$4,500.00

In addition, for violation of Counts 1 and 2, the Board requires **Han G Hur** have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 (ninety) days.

Board voted to impose revocation of license (2705-090912) for the violation of the Count 3.

The motion passed by unanimous vote. Members voting "yes" were: **Cronin, Miller, Modisett, Redifer, Rusher, Smith, Sumpter, Tomlin, Williams and Wood.**

Mr. Kirby was not present; did not participate in the discussion and did not vote.

Hart was absent.

In the matter of Disciplinary File Number 2008-01402, **Han G Hur, t/a Zanteck Custom Design (Respondent)**; the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation. **Neither Han G Hur, t/a Zanteck Custom Design (Respondent)**, nor anyone on his behalf appeared at the IFF or the Board meeting. The presiding Board representative **Mr. Walton** was not present, did not participate in the discussion and did not vote. **Mr. Redifer** chaired. After discussion, a motion was made by **Ms. Wood** and seconded by **Mr. Sumpter** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **Han G Hur**, violated the following sections of its Regulations:

File Number
2008-01402
Han G Hur, t/a
Zanteck Custom
Design

Effective September 1, 2001

Count 1:	18 VAC 50-22-260.B 28	
----------	-----------------------	--

The motion passed by unanimous vote. Members voting "yes" were: **Cronin, Miller, Modisett, Redifer, Rusher, Smith, Sumpter, Tomlin, Williams and Wood.**

Mr. Kirby was not present; did not participate in the discussion and did not vote.

Hart was absent.

After discussion a motion was made by **Ms. Wood** and seconded by **Mr. Sumpter** to impose the following sanctions:

Count 1:	\$2,000.00	
Total		\$2,000.00
Board voted to impose revocation of license (2705-090912) for the violation.		

The motion passed by unanimous vote. Members voting "yes" were: **Cronin, Miller, Modisett, Redifer, Rusher, Smith, Sumpter, Tomlin, Williams and Wood.**

Mr. Kirby was not present; did not participate in the discussion and did not vote.

Hart was absent.

In the matter of Disciplinary File Number 2007-03602, Aim Remodeling LLC (Respondent); the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation. **Daniel Anna**, on behalf of Aim Remodeling LLC, attended the IFF. **Neither Aim Remodeling LLC (Respondent),** nor anyone on its behalf appeared at the Board meeting. The presiding Board representatives **Mr. Hart and Ms. Wall** were not present, did not participate in the discussion and did not vote. Mr. Kirby resumed as chairman. After discussion, a motion was made by **Mr. Redifer** and seconded by **Ms. Tomlin** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **Aim Remodeling LLC**, violated the following sections of its Regulations:

File Number
2007-03602
Aim Remodeling
LLC

Effective September 1, 2001		
Count 1:	18 VAC 50-22-260.B 15	
Count 2:	18 VAC 50-22-260 B 30	

The motion passed by unanimous vote. Members voting "yes" were: **Cronin, Kirby, Miller, Modisett, Redifer, Rusher, Smith, Sumpter, Tomlin, Williams and Wood.**

Hart was absent.

After discussion a motion was made by **Mr. Redifer** and seconded by **Ms. Tomlin** to impose the following sanctions:

Count 1:	\$400.00	
----------	----------	--

Count 2:	\$400.00	
Total		\$800.00

In addition, for violation of Counts 1 and 2, the Board requires **Aim Remodeling LLC** have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 (ninety) days.

The motion passed by unanimous vote. Members voting "yes" were: **Cronin, Kirby, Miller, Modisett, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams and Wood.**

Hart was absent.

In the matter of Disciplinary File Number 2007-04515, Walls Custom Builders Corp (Respondent); the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation. **Neither Walls Custom Builders Corp, (Respondent),** nor anyone on its behalf appeared at the IFF. **Mr. Deberoe Walls, Jr.** on behalf of Walls Custom Builders Corp attended the Board meeting and he addressed the Board. A letter from **Judson W. Collier, Jr. Esquire** (attorney for Walls Custom Builders Corp) was presented to the Board for review. The presiding Board representative **Ms. Wall** was not present, did not participate in the discussion and did not vote. After discussion, a motion was made by **Ms. Wood** and seconded by **Mr. Cronin** to remand this case to an Informal Fact Finding Conference (IFF). It is noted that Deberoe Walls, Jr. was given notice of the IFF during the Board meeting.

File Number
2007-04514
Walls Custom
Builders Corp

The motion passed by unanimous vote. Members voting "yes" were: **Cronin, Kirby, Miller, Modisett, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams and Wood.**

Hart was absent.

In the matter of Disciplinary File Number 2007-04984, Walls Custom Builders Corp (Respondent); the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation. **Neither Walls Custom Builders Corp, (Respondent),** nor anyone on its behalf appeared at the IFF. **Mr. Deberoe Walls, Jr.** on behalf of Walls Custom Builders Corp attended the Board meeting and he addressed the Board. A letter from **Judson W. Collier, Jr. Esquire** (attorney for Walls Custom Builders Corp) was presented to the Board for review. The presiding Board representative **Ms. Wall** was not present, did not participate in the discussion and did not vote. After discussion, a motion was made by **Ms. Wood** and seconded by **Mr. Cronin** to remand this case to an Informal Fact Finding Conference (IFF). It is noted

File Number
2007-04984
Walls Custom
Builders Corp

that Deberoe Walls, Jr. was given notice of the IFF during the Board meeting.

The motion passed by unanimous vote. Members voting "yes" were: **Cronin, Kirby, Miller, Modisett, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams and Wood.**

Hart was absent.

In the matter of Disciplinary File Number 2007-05254, Walls Custom Builders Corp (Respondent); the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation. **Neither Walls Custom Builders Corp, (Respondent),** nor anyone on its behalf appeared at the IFF. **Mr. Deberoe Walls, Jr.** on behalf of Walls Custom Builders Corp attended the Board meeting and he addressed the Board. A letter from **Judson W. Collier, Jr. Esquire** (attorney for Walls Custom Builders Corp) was presented to the Board for review. The presiding Board representative **Ms. Wall** was not present, did not participate in the discussion and did not vote. After discussion, a motion was made by **Ms. Wood** and seconded by **Mr. Cronin** to remand this case to an Informal Fact Finding Conference (IFF). It is noted that Deberoe Walls, Jr. was given notice of the IFF during the Board meeting.

File Number
2007-05254
Walls Custom
Builders Corp

The motion passed by unanimous vote. Members voting "yes" were: **Cronin, Kirby, Miller, Modisett, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams and Wood.**

Hart was absent.

In the matter of Disciplinary File Number 2007-00574, Walls Custom Builders Corp (Respondent); the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation. **Neither Walls Custom Builders Corp, (Respondent),** nor anyone on its behalf appeared at the IFF. **Mr. Deberoe Walls, Jr.** on behalf of Walls Custom Builders Corp attended the Board meeting and he addressed the Board. A letter from **Judson W. Collier, Jr. Esquire** (attorney for Walls Custom Builders Corp) was presented to the Board for review. The presiding Board representative **Ms. Wall** was not present, did not participate in the discussion and did not vote. After discussion, a motion was made by **Ms. Wood** and seconded by **Mr. Cronin** to remand this case to an Informal Fact Finding Conference (IFF). It is noted that Deberoe Walls, Jr. was given notice of the IFF during the Board meeting.

File Number
2007-00574
Walls Custom
Builders Corp.

The motion passed by unanimous vote. Members voting "yes" were: **Cronin, Kirby, Miller, Modisett, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams and Wood.**

Hart was absent.

In the matter of Disciplinary File Number 2007-04824, Edward Smith, t/a All State Paving (Respondent); the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation. **Neither Edward Smith, t/a All State Paving (Respondent),** nor anyone on his behalf appeared at the IFF or the Board meeting. The presiding Board representative **Ms. Wall** was not present, did not participate in the discussion and did not vote. **Mr. Redifer** chaired. After discussion, a motion was made by **Mr. Walton** and seconded by **Mr. Sumpter** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **Edward Smith**, violated the following sections of its Regulations:

File Number
2007-04824
Edward Smith, t/a
All State Paving

Effective September 1, 2001		
Count 1:	18 VAC 50-22-260.B 17	

The motion passed by unanimous vote. Members voting "yes" were: **Cronin, Kirby, Miller, Modisett, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams and Wood.**

Hart was absent.

After discussion a motion was made by **Mr. Walton** and seconded by **Mr. Sumpter** to impose the following sanctions:

Count 1:	\$1,500.00	
Total		\$1,500.00
Board voted to impose revocation of license (2705-096329) for the violation.		

The motion passed by unanimous vote. Members voting "yes" were: **Cronin, Kirby, Miller, Modisett, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams and Wood.**

Hart was absent.

In the matter of Consent Order File Number 2008-04582 Board v. Spartan Homes, Inc., the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2008-04582
Spartan Homes,
Inc.

Spartan Homes Inc, acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 11	\$350.00
Count 2:	18 VAC 50-22-260 B 29	\$500.00
Count 3:	18 VAC 50-22-260.B 29	\$500.00
Count 4:	18 VAC 50-22-260 B 31	\$350.00
Board Costs		\$150.00
Total		\$1,850.00
In addition, for violation of the above counts, Spartan Homes Inc agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 days of the order.		

Upon a motion by **Mrs. Wood** seconded by **Mr. Sumpter** the board ratified the consent order with an unanimous vote: Members voting "Yes" were: **Tomlin, Cronin, Smith, Kirby, Modisett, Redifer, Rusher, Miller, Walton, Williams, Sumpter and Wood.**

Hart was absent.

In the matter of Disciplinary File Number 2008-00950, Apex Custom Homes LLC (Respondent); the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation. **Joe Prendergast**, attorney, for **W. Scott Prendergast (Respondent)** on behalf of **Apex Custom Homes LLC** attended the IFF. **W. Scott Prendergast (Respondent)** appeared at the Board meeting. The presiding Board representative **Ms. Wall** was not present, did not participate in the discussion and did not vote. After discussion, a motion was made by **Ms. Wood** and seconded by **Mr. Sumpter** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **Apex Custom Homes LLC**, violated the following sections of its Regulations:

File Number
2008-00950
Apex Custom
Homes LLC

Effective February1, 2006		
Count 1:	18 VAC 50-22-260.B 9	
Count 2:	18 VAC 50-22-260 B 31	Effective 9-1-2001

The motion passed by unanimous vote. Members voting "yes" were: **Cronin, Kirby, Miller, Modisett, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams and Wood.**

Hart was absent.

After discussion a motion was made by **Ms. Wood** and seconded by **Mr. Sumpter** to impose the following sanctions:

Count 1:	\$200.00	
----------	----------	--

Board for Contractors Meeting Minutes

December 16, 2008

Page 41 of 78

Count 2:	\$1,000.00	
Total		\$1,200.00
In addition, for violation of Counts 1 and 2, the Board requires Apex Custom Homes LLC have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 (ninety) days.		
As to Counts 3, 4 and 5, the Board found not violation.		

The motion passed by unanimous vote. Members voting "yes" were: **Cronin, Kirby, Miller, Modisett, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams and Wood.**

Hart was absent.

In the matter of Disciplinary File Number 2008-01312, **Blackmon Construction Home Improvement, Inc., t/a Blackmon Construction Company (Respondent)**; the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation. **Neither Blackmon Construction Home Improvement, Inc. (Respondent)**, nor anyone on its behalf appeared at the IFF or the Board meeting. The presiding Board representative **Ms. Wall** was not present, did not participate in the discussion and did not vote. After discussion, a motion was made by **Ms. Wood** and seconded by **Mr. Sumpter** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **Blackmon Construction Home Improvement, Inc.**, violated the following sections of its Regulations:

File Number
2008-01312
Blackmon
Construction Home
Improvement, Inc.,
t/a Blackmon
Construction
Company

Effective September 1, 2001		
Count 1:	18 VAC 50-22-260.B 31	

The motion passed by unanimous vote. Members voting "yes" were: **Cronin, Kirby, Miller, Modisett, Redifer, Rusher, Sumpter, Tomlin, Walton, Williams and Wood.**

Mr. Smith was not present; did not participant in the discussion, and did not vote.

Hart was absent.

After discussion a motion was made by **Ms. Wood** and seconded by **Mr. Sumpter** to impose the following sanctions:

Count 1:	\$900.00	
Total		\$900.00

In addition, for violation of Count 1, the Board requires **Blackmon Construction Home Improvement Inc** have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 (ninety) days.

The motion passed by unanimous vote. Members voting "yes" were: **Cronin, Kirby, Miller, Modisett, Redifer, Rusher, Sumpter, Tomlin, Walton, Williams and Wood.**

Mr. Smith was not present; did not participant in the discussion, and did not vote.

Hart was absent.

In the matter of Disciplinary File Number 2008-01348, **Otis Larry Wharton, t/a Wharton Tree Service & Home Improvement (Respondent)**; the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation. Neither **Otis Larry Wharton, t/a Wharton Tree Service & Home Improvement (Respondent)**, nor anyone on his behalf appeared at the IFF or the Board meeting. The presiding Board representative **Ms. Wall** was not present, did not participate in the discussion and did not vote. After discussion, a motion was made by **Mr. Sumpter** and seconded by **Mr. Modisett** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **Otis Larry Wharton**, violated the following sections of its Regulations:

File Number
2008-01348
Otis Larry
Wharton, t/a
Wharton Tree
Service & Home
Improvement

Effective February 1, 2006		
Count 1:	18 VAC 50-22-260.B 9	
Count 2:	18 VAC 50-22-260 B 8	Effective 9-1-2001
Count 3:	18 VAC 50-22-260 B 27	Effective 9-1-2001
Count 4:	18 VAC 50-22-260 B 15 two violations	Effective 9-1-2001
Count 5:	18 VAC 50-22-260 B 16 two violations	Effective 9-1-2001
Count 6:	18 VAC 50-22-260 B 13	Effective 9-1-1001

The motion passed by unanimous vote. Members voting "yes" were: **Cronin, Kirby, Miller, Modisett, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams and Wood.**

Hart was absent.

After discussion a motion was made by **Mr. Sumpter** and seconded by **Mr. Modisett** to impose the following sanctions:

Board for Contractors Meeting Minutes

December 16, 2008

Page 43 of 78

Count 1:	\$350.00	
Count 2:	\$350.00	
Count 3:	\$650.00	
Count 4:	\$3,400.00	
Count 5:	\$3,900.00	
Count 6:	\$1,350.00	
Total		\$10,000.00

In addition, for violation of Counts 1 and 2, the Board requires **Otis Larry Wharton** have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 (ninety) days.

The Board voted to impose revocation of license (2705-087584) for violation of Counts 3, 4, 5 and 6.

The motion passed by unanimous vote. Members voting "yes" were: **Cronin, Kirby, Miller, Modisett, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams and Wood.**

Hart was absent.

In the matter of Disciplinary File Number 2008-02957, Timberline Design and Build Inc. (Respondent); the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation. **Neither Timberline Design and Build Inc. (Respondent),** nor anyone on its behalf appeared at the IFF or the Board meeting. The presiding Board representative **Ms. Wall** was not present, did not participate in the discussion and did not vote. After discussion, a motion was made by **Mr. Sumpter** and seconded by **Mr. Williams** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **Timberline Design and Build Inc.,** violated the following sections of its Regulations:

File Number
2008-02957
Timberline Design
and Build Inc.

Effective September 1, 2001		
Count 1:	18 VAC 50-22-260.B 15	
Count 2:	18 VAC 50-22-260 B 6	
Count 3:	18 VAC 50-22-260 B 29	
Count 4:	18 VAC 50-22-220 A	
Count 5:	18 VAC 50-22-220 C	

The motion passed by unanimous vote. Members voting "yes" were: **Cronin, Kirby, Miller, Modisett, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams and**

Wood.

Hart was absent.

After discussion a motion was made by **Mr. Sumpter** and seconded by **Mr. Walton** to impose the following sanctions:

Count 1:	\$1,700.00	
Count 2:	\$800.00	
Count 3:	\$600.00	
Count 4:	\$400.00	
Count 5:	\$400.00	
Total		\$3,900.00
The Board voted to impose revocation of license (2705-073704) for violation of Counts 1, 2, 3, 4 and 5.		

The motion passed by unanimous vote. Members voting "yes" were: **Cronin, Kirby, Miller, Modisett, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams and Wood.**

Hart was absent.

In the matter of Disciplinary File Number 2008-03548, Timberline Design and Build Inc. (Respondent); the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation. **Neither Timberline Design and Build Inc. (Respondent),** nor anyone on its behalf appeared at the IFF or the Board meeting. The presiding Board representative **Ms. Wall** was not present, did not participate in the discussion and did not vote. After discussion, a motion was made by **Mr. Sumpter** and seconded by **Ms. Wood** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **Timberline Design and Build Inc.,** violated the following sections of its Regulations:

File Number
2008-03548
Timberline Design
and Build Inc.

Effective September 1, 2001		
Count 1:	18 VAC 50-22-260.B 15	

The motion passed by unanimous vote. Members voting "yes" were: **Cronin, Kirby, Miller, Modisett, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams and Wood.**

Hart was absent.

After discussion a motion was made by **Mr. Sumpter** and seconded by **Ms. Wood** to

impose the following sanctions:

Count 1:	\$1,700.00	
Total		\$1,700.00
The Board voted to impose revocation of license (2705-073704) for the violation.		

The motion passed by unanimous vote. Members voting "yes" were: **Cronin, Kirby, Miller, Modisett, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams and Wood.**

Hart was absent.

In the matter of Disciplinary File Number 2008-04859, Shorehouse Homescapes LLC (Respondent); the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation.

File Number
2008-04859
Shorehouse
Homescapes LLC

Richard B. Jenkins on behalf of Shorehouse Homescapes LLC attended the IFF. **Neither Shorehouse Homescapes LLC (Respondent),** nor anyone on its behalf appeared at the Board meeting. The presiding Board representative **Ms. Wall** was not present, did not participate in the discussion and did not vote. After discussion, a motion was made by **Ms. Wood** and seconded by **Mr. Sumpter** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **Shorehouse Homescapes LLC**, violated the following sections of its Regulations:

Effective September 1, 2001		
Count 1:	18 VAC 50-22-260.B 13	

The motion passed by unanimous vote. Members voting "yes" were: **Cronin, Kirby, Miller, Modisett, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams and Wood.**

Hart was absent.

After discussion a motion was made by **Ms. Wood** and seconded by **Mr. Redifer** to impose the following sanctions:

Count 1:	\$1,350.00	
Total		\$1,350.00
The Board voted to impose revocation of license (2705-087597) for the violation.		

--

The motion passed by unanimous vote. Members voting "yes" were: **Cronin, Kirby, Miller, Modisett, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams and Wood.**

Hart was absent.

In the matter of Disciplinary File Number 2009-00503, Kanti Construction Inc., t/a Kanti Construction, Inc. (Respondent); the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation. **Neither Kanti Construction, Inc. (Respondent),** nor anyone on its behalf appeared at the IFF. **Mr. Kulwant Singh** on behalf of Kanti Construction, Inc. attended the Board meeting and shared his disagreement with the findings and recommendation. The presiding Board representative **Ms. Wall** was not present, did not participate in the discussion and did not vote. After discussion, a motion was made by **Ms. Wood** and seconded by **Mr. Redifer** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **Kanti Construction Inc.,** violated the following sections of its Regulations:

File Number
2009-00503
Kanti Construction
Inc., t/a Kanti
Construction Inc.

Effective September 1, 2001		
Count 1:	18 VAC 50-22-260.B 13	

The motion passed by unanimous vote. Members voting "yes" were: **Cronin, Kirby, Miller, Modisett, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams and Wood.**

Hart was absent.

After discussion a motion was made by **Mr. Redifer** and seconded by **Mr. Williams** to amend the recommendations and impose the following sanctions:

Count 1:	\$1,350.00	
Total		\$1,350.00

The Board voted to impose suspension of license (2705-063279) until such time that Kanti Construction Inc. has provided all documents pertaining to the investigation to the Board.

The motion did not pass. Members voting "no" were: **Cronin, Kirby, Miller, Modisett, Rusher, Smith, Sumpter, Tomlin, Walton, and Wood.**
Hart was absent.

After further discussion a motion was made by **Mr. Walton** and seconded by **Mr. Redifer** to accept the amended recommendations and require Kanti Construction Inc. have a member of Responsible Management successfully complete a Board approved remedial education class with in 90 (ninety) days.

The motion passed by unanimous vote. Members voting "yes" were: **Cronin, Kirby, Miller, Modisett, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams and Wood.**

Hart was absent.

In the matter of Disciplinary File Number 2009-00567, Zelaya Carpentry LLC (Respondent); the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation. **Neither Zelaya Carpentry LLC (Respondent),** nor anyone on its behalf appeared at the IFF or the Board meeting. The presiding Board representative **Ms. Wall** was not present, did not participate in the discussion and did not vote. After discussion, a motion was made by **Mr. Sumpter** and seconded by **Ms. Wood** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **Zelaya Carpentry LLC,** violated the following sections of its Regulations:

File Number
2009-00567
Zelaya Carpentry
LLC

Effective September 1, 2001		
Count 1:	18 VAC 50-22-260.B 13	
Count 2:	18 VAC 50-22-230 B	

The motion passed by unanimous vote. Members voting "yes" were: **Cronin, Kirby, Miller, Modisett, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams and Wood.**

Hart was absent.

After discussion a motion was made by **Mr. Sumpter** and seconded by **Mr. Walton** to impose the following sanctions:

Count 1:	\$1,350.00	
Count 2:	\$850.00	
Total		\$2,200.00
The Board voted to impose revocation of license (2705-109184) for the violation.		

The motion passed by unanimous vote. Members voting "yes" were: **Cronin, Kirby, Miller, Modisett, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams and**

Wood.

Hart was absent.

In the matter of Disciplinary File Number 2009-00611, Daniel B Robinson, t/a MBR Construction (Respondent); the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation. **Neither Daniel B Robinson, t/a MBR Construction (Respondent),** nor anyone on its behalf appeared at the IFF or the Board meeting. The presiding Board representative **Ms. Wall** was not present, did not participate in the discussion and did not vote. After discussion, a motion was made by **Mr. Sumpter** and seconded by **Ms. Wood** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **Daniel B Robinson.,** violated the following sections of its Regulations:

File Number
2009-00611
Daniel B Robinson,
t/a MBR
Construction

Effective September 1, 2001		
Count 1:	18 VAC 50-22-260.B 13	

The motion passed by unanimous vote. Members voting "yes" were: **Cronin, Kirby, Miller, Modisett, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams and Wood.**

Hart was absent.

After discussion a motion was made by **Mr. Sumpter** and seconded by **Mr. Williams** to impose the following sanctions:

Count 1:	\$1,350.00	
Total		\$1,350.00
The Board voted to impose revocation of license (2705-075555) for the violation.		

The motion passed by unanimous vote. Members voting "yes" were: **Cronin, Kirby, Miller, Modisett, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams and Wood.**

Hart was absent.

In the matter of Disciplinary File Number 2009-00665, Delaware Elevator (Respondent); the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation. **Charles E. Meeks, Jr.** on behalf of Delaware Elevator appeared at the IFF. **Neither Delaware Elevator (Respondent),** nor anyone on its behalf appeared at the Board meeting. The presiding Board representative **Ms.**

File Number
2009-00665
Delaware Elevator

Wall was not present, did not participate in the discussion and did not vote. After discussion, a motion was made by **Mr. Sumpter** and seconded by **Mr. Redifer** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendation of no violation.

The motion passed by unanimous vote. Members voting "yes" were: **Cronin, Kirby, Miller, Modisett, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams and Wood.**

Hart was absent.

In the matter of Disciplinary File Number 2009-00666, Joseph W Patterson, t/a The Driveway Guys. (Respondent); the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation. **Neither Joseph W Patterson, t/a The Driveway Guys (Respondent),** nor anyone on his behalf appeared at the IFF or the Board meeting. The presiding Board representative **Ms. Wall** was not present, did not participate in the discussion and did not vote. After discussion, a motion was made by **Mr. Walton** and seconded by **Mr. Redifer** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **Joseph W Patterson**, violated the following sections of its Regulations:

File Number
2009-00666
Joseph W
Patterson, t/a The
Driveway Guys

Effective September 1, 2001		
Count 1:	18 VAC 50-22-260.B 13	

The motion passed by unanimous vote. Members voting "yes" were: **Cronin, Kirby, Miller, Modisett, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams and Wood.**

Hart was absent.

After discussion a motion was made by **Mr. Walton** and seconded by **Mr. Modisett** to impose the following sanctions:

Count 1:	\$1,350.00	
Total		\$1,350.00
The Board voted to impose revocation of license (2705-107065) for the violation.		

The motion passed by unanimous vote. Members voting "yes" were: **Cronin, Kirby, Miller, Modisett, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams and Wood.**

Hart was absent.

In the matter of Disciplinary File Number 2009-00744, William H Hicks, t/a Willy Hicks Paving (Respondent); the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation. **William H Hicks** on behalf of William H Hicks, t/a Willy Hicks Paving attended the IFF. **Neither William H Hicks (Respondent),** nor anyone on his behalf appeared at the Board meeting. The presiding Board representative **Ms. Wall** was not present, did not participate in the discussion and did not vote. After discussion, a motion was made by **Mr. Redifer** and seconded by **Mr. Modisett** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **William H Hicks.,** violated the following sections of its Regulations:

File Number
2009-00744
William H Hicks,
t/a Willy Hicks
Paving

Effective September 1, 2001		
Count 1:	18 VAC 50-22-260.B 13	

The motion passed by unanimous vote. Members voting "yes" were: **Cronin, Kirby, Miller, Modisett, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams and Wood.**

Hart was absent.

After discussion a motion was made by **Mr. Redifer** and seconded by **Mr. Walton** to impose the following sanctions:

Count 1:	\$350.00	
Total		\$350.00

The motion passed by unanimous vote. Members voting "yes" were: **Cronin, Kirby, Miller, Modisett, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams and Wood.**

Hart was absent.

In the matter of Disciplinary File Number 2009-00784, Quality Advantage Construction Corporation (Respondent); the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation. **Neither Quality Advantage Construction Corporation (Respondent),** nor anyone on its behalf appeared at the IFF or the Board meeting. The presiding Board representative **Ms. Wall** was not present, did not participate in the discussion and did not vote. After discussion, a motion was made by **Mr. Sumpter** and seconded by **Mr. Redifer** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **Quality Advantage**

File Number
2009-00784
Quality Advantage
Construction
Corporation

Construction Corporation, violated the following sections of its Regulations:

Effective September 1, 2001		
Count 1:	18 VAC 50-22-260.B 13	

The motion passed by unanimous vote. Members voting "yes" were: **Cronin, Kirby, Miller, Modisett, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams and Wood.**

Hart was absent.

After discussion a motion was made by **Mr. Sumpter** and seconded by **Mr. Redifer** to impose the following sanctions:

Count 1:	\$1,350.00	
Total		\$1,350.00
The Board voted to impose revocation of license (2705-119783) for the violation.		

The motion passed by unanimous vote. Members voting "yes" were: **Cronin, Kirby, Miller, Modisett, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams and Wood.**

Hart was absent.

In the matter of Disciplinary File Number 2008-01166, Exteriors Unlimited LLC (Respondent); the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation. **Neither Exteriors Unlimited LLC (Respondent),** nor anyone on its behalf appeared at the IFF or the Board meeting. The presiding Board representative **Mr. Walton** was not present, did not participate in the discussion and did not vote. After discussion, a motion was made by **Ms. Wood** and seconded by **Mr. Sumpter** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **Exteriors Unlimited LLC**, violated the following sections of its Regulations:

File Number
2008-01166
Exteriors
Unlimited LLC

Effective February 1, 2006		
Count 1:	18 VAC 50-22-260.B 9	

The motion passed by unanimous vote. Members voting "yes" were: **Cronin, Kirby, Miller, Modisett, Redifer, Rusher, Smith, Sumpter, Tomlin, Williams and Wood.**

Hart was absent.

After discussion a motion was made by **Ms. Wood** and seconded by **Mr. Sumpter** to impose the following sanctions:

Count 1:	\$600.00	
Total		\$600.00
In addition, for violation of Count 1, the Board requires Exteriors Unlimited LLC have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 (ninety) days.		

The motion passed by unanimous vote. Members voting "yes" were: **Cronin, Kirby, Miller, Modisett, Redifer, Rusher, Smith, Sumpter, Tomlin, Williams and Wood.**

Hart was absent.

In the matter of Disciplinary File Number 2009-00605, Exteriors Unlimited LLC (Respondent); the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation. **Neither Exteriors Unlimited LLC. (Respondent),** nor anyone on its behalf appeared at the IFF or the Board meeting. The presiding Board representative **Mr. Walton** was not present, did not participate in the discussion and did not vote. After discussion, a motion was made by **Mr. Sumpter** and seconded by **Mr. Redifer** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **Exteriors Unlimited LLC**, violated the following sections of its Regulations:

File Number
2009-00605
Exteriors
Unlimited LLC

Effective September 1, 2001		
Count 1:	18 VAC 50-22-260.B 28	two violations

The motion passed by unanimous vote. Members voting "yes" were: **Cronin, Kirby, Miller, Modisett, Redifer, Rusher, Smith, Sumpter, Tomlin, Williams and Wood.**

Hart was absent.

After discussion a motion was made by **Mr. Sumpter** and seconded by **Mr. Redifer** to impose the following sanctions:

Count 1:	\$2,000.00	
Total		\$2,000.00
The Board voted to impose revocation of license (2705-107076) for the violation.		

The motion passed by unanimous vote. Members voting "yes" were: **Cronin, Kirby, Miller, Modisett, Redifer, Rusher, Smith, Sumpter, Tomlin, Williams and Wood.**

Hart was absent.

In the matter of Consent Order File Number 2008-03344 Board v. Daniel Deandrade t/a Unique Home Improvements, the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

**File Number
2008-03344
Daniel Deandrade
t/a Unique Home
Improvements**

Unique Home Improvements, acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 9	\$400.00
Count 2:	18 VAC 50-22-260 B 27	\$1,000.00
Count 3:	18 VAC 50-22-260.B 17	\$1,000.00
Count 4:	18 VAC 50-22-260 B 29	\$500.00
Count 5:	18 VAC 50-22-260 B 15	\$1,000.00
Count 6:	18 VAC 50-22-260 B 31	\$1,000.00
Board Costs		\$150.00
Total		\$5,050.00
In addition, for violation Counts 2, 3, 5 and 6, Daniel Deandrade agrees to revocation of his license.		

Upon a motion by **Mrs. Wood** seconded by **Mr. Sumpter** the board ratified the consent order with an unanimous vote: Members voting "Yes" were: **Tomlin, Cronin, Smith, Kirby, Modisett, Redifer, Rusher, Miller, Walton, Williams, Sumpter and Wood.**

Hart was absent.

In the matter of Consent Order File Number 2008-02821 Board v. James Construction Company Inc, the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

**File Number
2008-02821
James
Construction
Company Inc**

James Construction Company Inc, acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 9	\$300.00
Count 2:	18 VAC 50-22-260 B 8	\$500.00
Count 3:	18 VAC 50-22-260.B 31	\$1,500.00
Count 4:	18 VAC 50-22-260 B 8	\$500.00
Count 5:	18 VAC 50-22-260 B 6	\$1,500.00
Count 6:	18 VAC 50-22-260 B 15	\$1,500.00
Count 7:	18 VAC 50-22-260 B 30	\$1,000.00
Board Costs		\$150.00

Total	\$6,950.00
In addition, for violation of the above counts, James Construction Company Inc agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 days of the order.	

Upon a motion by **Mrs. Wood** seconded by **Mr. Sumpter** the board ratified the consent order with an unanimous vote: Members voting "Yes" were: **Tomlin, Cronin, Smith, Modisett, Redifer, Rusher, Miller, Walton, Williams, Sumpter and Wood.**

Hart was absent. Mr. Kirby did not vote and did not participate.

In the matter of Consent Order File Number 2008-03678 Board v. Cypress LLC the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2008-03678
Cypress LLC

Cypress LLC, acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 9	\$200.00
Count 2:	18 VAC 50-22-230 A	\$500.00
Count 3:	18 VAC 50-22-260.B 27	\$500.00
Count 4:	18 VAC 50-22-260 B 15	\$1,500.00 and revocation
Count 5:	18 VAC 50-22-260 B 16	\$2,500.00 and revocation
Count 6:	18 VAC 50-22-260 B 31	\$500.00
Count 7:	18 VAC 50-22-260 B 2	\$750.00 and revocation
Board Costs		\$150.00
Total		\$6,600.00
In addition, for violation of the above counts, Cypress LLC agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 days of the order.		

Upon a motion by **Mrs. Wood** seconded by **Mr. Sumpter** the board ratified the consent order with an unanimous vote: Members voting "Yes" were: **Tomlin, Cronin, Smith, Modisett, Redifer, Rusher, Miller, Walton, Williams, Sumpter and Wood.**

Hart was absent. Mr. Kirby did not vote and did not participate.

In the matter of Consent Order File Number 2008-04143 Board v. Time Sites the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in

File Number
2008-04143
Time Sites

this matter.

Time Sites, acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 11	\$750.00
Count 2:	18 VAC 50-22-260 B 29	\$750.00
Count 3:	18 VAC 50-22-260.B 29	\$1,000.00 eight times
Count 4:	18 VAC 50-22-260 B 31	\$600.00
Board Costs		\$150.00
Total		\$3,250.00
In addition, for violation of the above counts, Time Sites agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 days of the order.		

Upon a motion by **Mrs. Wood** seconded by **Mr. Sumpter** the board ratified the consent order with an unanimous vote: Members voting "Yes" were: **Tomlin, Cronin, Smith, Kirby, Redifer, Rusher, Miller, Walton, Williams, Sumpter and Wood.**

Hart was absent. Mr. Modisett did not vote and did not participate.

In the matter of Consent Order File Number 2007-04919 Board v. Get Smart Home Improvement, Inc, the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2007-04919
Get Smart Home
Improvement, Inc

Get Smart Home Improvement Inc, acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-230 B	\$250.00
Board Costs		\$150.00
Total		\$400.00
In addition, for violation of the above counts, Get Smart Home Improvement Inc's class B license number 2705-106934 was terminated, effective September 12, 2008..		

Upon a motion by **Mrs. Wood** seconded by **Mr. Sumpter** the board ratified the consent order with an unanimous vote: Members voting "Yes" were: **Tomlin, Cronin, Smith, Kirby, Modisett, Redifer, Rusher, Miller, Walton, Williams, Sumpter and Wood.**

Hart was absent.

In the matter of Consent Order File Number 2008-01508 Board v. Daniel Deandrade t/a Unique Home Improvements, the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

**File Number
2008-01508
Lindsey Rhodes,
Jr. t/a Residential
Roof Doctor**

Unique Home Improvements, acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 11	\$300.00
Count 2:	18 VAC 50-22-260 B 29	Remedial Education
Count 3:	18 VAC 50-22-260.B 29	\$800.00
Count 4:	18 VAC 50-22-260 B 31	\$1,350.00
Count 5:	18 VAC 50-22-230 B	\$850.00
Board Costs		\$150.00
Total		\$3,450.00
In addition, for violation of the above counts, Residential Roof Doctor agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 days of the order.		

Upon a motion by **Mrs. Wood** seconded by **Mr. Sumpter** the board ratified the consent order with an unanimous vote: Members voting "Yes" were: **Tomlin, Cronin, Smith, Kirby, Modisett, Redifer, Rusher, Miller, Walton, Williams, Sumpter and Wood.**

Hart was absent.

In the matter of Consent Order File Number 2008-02127 Board v. Steven Hailey t/a Hailey's General Contracting, the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

**File Number
2008-02127
Steven Hailey t/a
Hailey's General
Contracting**

Steven Hailey t/a Hailey's General Contracting, acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 11	\$200.00
Count 2:	18 VAC 50-22-260 B 29	\$500.00
Board Costs		\$150.00
Total		\$850.00
In addition, for violation of the above counts, Hailey's General Contracting agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 days of the order.		

Upon a motion by **Mrs. Wood** seconded by **Mr. Sumpter** the board ratified the consent order with an unanimous vote: Members voting "Yes" were: **Tomlin, Cronin, Smith, Kirby, Modisett, Redifer, Rusher, Miller, Walton, Williams, Sumpter and Wood.**

Hart was absent.

In the matter of Consent Order File Number 2008-02948 Board v. JM & M Construction, Inc, the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

**File Number
2008-02948
JM & M
Construction, Inc.**

JM & M Construction, Inc., acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 11	Revocation
Count 2:	18 VAC 50-22-260 B 29	Revocation
Count 3:	18 VAC 50-22-260.B 29	Revocation
Count 4:	18 VAC 50-22-260 B 31	Revocation
Board Costs		\$150.00
Total		\$150.00
In addition, for violation of the above counts, JM & M Construction, Inc. agrees to have its license 2705-102783 revoked..		

Upon a motion by **Mrs. Wood** seconded by **Mr. Sumpter** the board ratified the consent order with an unanimous vote: Members voting "Yes" were: **Tomlin, Cronin, Smith, Kirby, Modisett, Redifer, Rusher, Miller, Walton, Williams, Sumpter and Wood.**

Hart was absent.

In the matter of Consent Order File Number 2008-03043 Board v. Gabriel Hagadone t/a Cornerstone Builders, the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

**File Number
2008-03043
Gabriel Hagadone
t/a Cornerstone
Builders**

Cornerstone Builders, acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 6	\$800.00
Board Costs		\$150.00
Total		\$950.00
In addition, for violation of the above counts, Gabriel Hagadone		

agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 days of the order.

Upon a motion by **Mrs. Wood** seconded by **Mr. Sumpter** the board ratified the consent order with an unanimous vote: Members voting "Yes" were: **Tomlin, Cronin, Smith, Kirby, Modisett, Redifer, Rusher, Miller, Walton, Williams, Sumpter and Wood.**

Hart was absent.

In the matter of Consent Order File Number 2008-03049 Board v. Derek Hammerle t/a Custom Touch Builders, the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

**File Number
2008-03049
Derek Hammerle
t/a Custom Touch
Builders**

Derek Hammerle t/a Custom Touch Builders, acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 11	\$800.00
Count 2:	18 VAC 50-22-260 B 29	\$400.00
Count 3:	18 VAC 50-22-260.B 29	\$650.00
Board Costs		\$150.00
Total		\$1,850.00

In addition, for violation of the above counts, **Derek Hammerle** agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 days of the order.

Upon a motion by **Mrs. Wood** seconded by **Mr. Sumpter** the board ratified the consent order with an unanimous vote: Members voting "Yes" were: **Tomlin, Cronin, Smith, Kirby, Modisett, Redifer, Rusher, Miller, Walton, Williams, Sumpter and Wood.**

Hart was absent.

In the matter of Consent Order File Number 2008-03150 Board v. C E Woolwine Construction Company, Inc., the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

**File Number
2008-03150
C E Woolwine
Construction
Company, Inc.**

C E Woolwine Construction Company, Inc., acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 9	\$400.00
----------	----------------------	----------

Count 2:	18 VAC 50-22-260 B 6	\$800.00
Board Costs		\$150.00
Total		\$1,350.00

In addition, for violation of the above counts, **C E Woolwine Construction Company, Inc.** agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 days of the order.

Upon a motion by **Mrs. Wood** seconded by **Mr. Sumpter** the board ratified the consent order with an unanimous vote: Members voting "Yes" were: **Tomlin, Cronin, Smith, Kirby, Modisett, Redifer, Rusher, Miller, Walton, Williams, Sumpter and Wood.**

Hart was absent.

In the matter of Consent Order File Number 2008-03288 Board v. A-1 American Services, Inc. t/a American Plumbing, the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

**File Number
2008-03288
A-1 American
Services, Inc. t/a
American
Plumbing**

A-1 American Services, Inc. t/a American Plumbing, acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 6	\$800.00
Board Costs		\$150.00
Total		\$950.00

In addition, for violation of the above counts, **A-1 American Service, Inc** agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 days of the order.

Upon a motion by **Mrs. Wood** seconded by **Mr. Sumpter** the board ratified the consent order with an unanimous vote: Members voting "Yes" were: **Tomlin, Cronin, Smith, Kirby, Modisett, Redifer, Rusher, Miller, Walton, Williams, Sumpter and Wood.**

Hart was absent.

In the matter of Consent Order File Number 2008-03493 Board v. Haines Construction LLC, the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

**File Number
2008-03493
Haines
Construction LLC**

Tom Haines appeared and addressed the Board.

Haines Construction LLC, acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following

term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 8	\$1,000.00
Board Costs		\$150.00
Total		\$1,150.00
In addition, for violation of the above counts, Haines Construction LLC agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 days of the order.		

Upon a motion by **Mr. Redifer** seconded by **Mr. Walton** the board ratified the consent order with an unanimous vote: Members voting "Yes" were: **Tomlin, Cronin, Smith, Kirby, Modisett, Redifer, Rusher, Miller, Walton, Williams, Sumpter and Wood.**

Hart was absent.

In the matter of Consent Order File Number 2008-03505 Board v. DLM Construction LLC, the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2008-03505
DLM Construction
LLC

DLM Construction LLC, acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 9	\$300.00
Count 2:	18 VAC 50-22-260 B 29	\$600.00
Count 3:	18 VAC 50-22-260.B 31	\$200.00
Board Costs		\$150.00
Total		\$1,250.00
In addition, for violation of the above counts, SLM Construction LLC agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 days of the order.		

Upon a motion by **Mrs. Wood** seconded by **Mr. Sumpter** the board ratified the consent order with an unanimous vote: Members voting "Yes" were: **Tomlin, Cronin, Smith, Kirby, Modisett, Redifer, Rusher, Miller, Walton, Williams, Sumpter and Wood.**

Hart was absent.

In the matter of Consent Order File Number 2008-03568 Board v. Richard Markey t/a Richard Markey Construction Services, the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2008-03568
Richard Markey
t/a Richard
Markey

Richard Markey Construction Services, acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

**Construction
Services**

Count 1:	18 VAC 50-22-260 B 8	Revocation
Count 2:	18 VAC 50-22-260 B 29	Revocation
Board Costs		\$150.00
Total		\$150.00
In addition, for violation of the above counts, Richard Markey agrees to revocation of license 2705-043428.		

Upon a motion by **Mrs. Wood** seconded by **Mr. Sumpter** the board ratified the consent order with an unanimous vote: Members voting "Yes" were: **Tomlin, Cronin, Smith, Kirby, Modisett, Redifer, Rusher, Miller, Walton, Williams, Sumpter and Wood.**

Hart was absent.

In the matter of Consent Order File Number 2008-03959 Board v. Brady Construction Co., Inc., the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2008-03959
Brady
Construction Co,
Inc.

Mr. Brady was present and addressed the board. Brady Construction Co, Inc., acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-220 A	\$400.00
Count 2:	18 VAC 50-22-220 B	\$400.00
Count 3:	18 VAC 50-22-220 C	\$400.00
Board Costs		\$150.00
Total		\$1,350.00
In addition, for violation of the above counts, Brady Construction Co, Inc. agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 days of the order.		

Upon a motion by **Mrs. Wood** seconded by **Mr. Sumpter** the board ratified the consent order with an unanimous vote: Members voting "Yes" were: **Tomlin, Cronin, Smith, Kirby, Modisett, Redifer, Rusher, Miller, Walton, Williams, Sumpter and Wood.**

Hart was absent.

In the matter of Consent Order File Number 2008-04069 Board v. Lake's land Development Services, Inc., the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the

File Number
2008-04069
Lake's land

regulatory and/or statutory issues in this matter.

**Development
Services, Inc.**

Lake's land Development Services, Inc., acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 27	\$1,000.00
Count 2:	18 VAC 50-22-260 B 6	\$500.00
Board Costs		\$150.00
Total		\$1,650.00
In addition, for violation of the above counts, Lake's land Development Services, Inc. agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 days of the order.		

Upon a motion by **Mrs. Wood** seconded by **Mr. Sumpter** the board ratified the consent order with an unanimous vote: Members voting "Yes" were: **Tomlin, Cronin, Smith, Kirby, Modisett, Redifer, Rusher, Miller, Walton, Williams, Sumpter and Wood.**

Hart was absent.

In the matter of Consent Order File Number 2008-04127 Board v. Matt Hashmatullah Niaz t/a Remo Contractors, the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

**File Number
2008-04127
Matt Hashmatullah
Niaz t/a Remo
Contractors**

Matt Hashmatullah Niaz t/a Remo Contractors, acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 6	Remedial Education
Count 2:	18 VAC 50-22-260 B 27	\$500.00
Board Costs		\$150.00
Total		\$650.00
It is noted that, on September 26, 2008, in response to a request from Investigator Kim Robinson, Matt Hashmatullah Niaz provided a letter to the Department of Professional and Occupational Regulation stating that, prior to any work being performed, he will ensure that all necessary permits are obtained and such permits are placed on the job site. Therefore, no monetary penalty shall be imposed for violation of Count 1.		
In addition, for violation of the above counts, Matt Hashmatullah Niaz agrees to have a member of Responsible Management		

successfully complete a Board-approved remedial education class within 90 days of the order.

Upon a motion by **Mrs. Wood** seconded by **Mr. Sumpter** the board ratified the consent order with an unanimous vote: Members voting "Yes" were: **Tomlin, Cronin, Smith, Kirby, Modisett, Redifer, Rusher, Miller, Walton, Williams, Sumpter and Wood.**

Hart was absent.

In the matter of Consent Order File Number 2008-04393 Board v. Susan Stuckey t/a Renovations By Michael, the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2008-04393
Susan Stuckey t/a
Renovations By
Michael

Susan Stuckey t/a Renovations By Michael, acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 11 2 violations	Revocation
Count 2:	18 VAC 50-22-260 B 8 2 violations	Revocation
Count 3:	18 VAC 50-22-260.B 6 3 violations	Revocation
Count 4:	18 VAC 50-22-260 B 27 4 violations	Revocation
Count 5:	18 VAC 50-22-260 B 31	Revocation
Board Costs		\$150.00
Total		\$150.00
In addition, for violation of the above counts, Susan Stuckey agrees to revocation of license number 2705-0113151.		

Upon a motion by **Mrs. Wood** seconded by **Mr. Sumpter** the board ratified the consent order with an unanimous vote: Members voting "Yes" were: **Tomlin, Cronin, Smith, Kirby, Modisett, Redifer, Rusher, Miller, Walton, Williams, Sumpter and Wood.**

Hart was absent.

In the matter of Consent Order File Number 2008-04584 Board v. Ransone's Nursery & Maintenance Inc. t/a Ransone's Nursery & Maintenance, Inc., the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2008-04584
Ransone's Nursery
& Maintenance,
Inc

Ransones, Nursery & Maintenance Inc, acknowledges an understanding of the

charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 8	\$350.00
Count 2:	18 VAC 50-22-260 B 27	\$650.00
Count 3:	18 VAC 50-22-260.B 31	\$400.00
Count 4:	18 VAC 50-22-260 B 29	\$600.00
Count 5:	18 VAC 50-22-260.B 6	\$700.00
Board Costs		\$150.00
Total		\$2,850.00
In addition, for violation of the above counts, Ransone's Nursery & Maintenance Inc agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 days of the order.		

Upon a motion by **Mrs. Wood** seconded by **Mr. Sumpter** the board ratified the consent order with an unanimous vote: Members voting "Yes" were: **Tomlin, Cronin, Smith, Kirby, Modisett, Redifer, Rusher, Miller, Walton, Williams, Sumpter and Wood.**

Hart was absent.

In the matter of Consent Order File Number 2008-04780 Board v. Linwood Jones, t/a Jones Construction Management, the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2008-04780
Linwood Jones, t/a
Jones Construction
Management

Linwood Jones, acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 6	\$800.00
Count 2:	18 VAC 50-22-260 B 29	\$600.00
Board Costs		\$150.00
Total		\$1,550.00
In addition, for violation of the above counts, Linwood Jones agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 days of the order.		

Upon a motion by **Mrs. Wood** seconded by **Mr. Sumpter** the board ratified the consent order with an unanimous vote: Members voting "Yes" were: **Tomlin, Cronin, Smith, Kirby, Modisett, Redifer, Rusher, Miller, Walton, Williams, Sumpter and Wood.**

Hart was absent.

In the matter of Consent Order File Number 2008-048804 Board v. Brian Keith Valentine, t/a Brian Valentine, the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2008-04880
Brian Keith
Valentine, T/a
Brian Valentine

Brian Keith Valentine, acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-230 A	\$350.00
Count 2:	18 VAC 50-22-260 B 29	\$600.00
Count 3:	18 VAC 50-22-260.B 11	\$350.00
Board Costs		\$150.00
Total		\$1,450.00
In addition, for violation of the above counts, Brian Keith Valentine agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 days of the order.		

Upon a motion by **Mrs. Wood** seconded by **Mr. Sumpter** the board ratified the consent order with an unanimous vote: Members voting "Yes" were: **Tomlin, Cronin, Smith, Kirby, Modisett, Redifer, Rusher, Miller, Walton, Williams, Sumpter and Wood.**

Hart was absent.

In the matter of Consent Order File Number 2008-04903 Board v. Nova Construction LLC, the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2008-04903
Nova Construction
LLC

Nova Construction LLC, acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 28	\$1,950.00
Board Costs		\$150.00
Total		\$2,100.00
In addition, for violation of the above counts, Nova Construction LLC agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 days of the order. The Board shall waive imposition of the \$1,950.00 monetary penalty for Count 1 provided Nova satisfies the judgment and provides the Board with proof of the satisfaction within ninety days of the order.		

Upon a motion by **Mrs. Wood** seconded by **Mr. Sumpter** the board ratified the

consent order with an unanimous vote: Members voting "Yes" were: **Tomlin, Cronin, Smith, Kirby, Modisett, Redifer, Rusher, Miller, Walton, Williams, Sumpter and Wood.**

Hart was absent.

In the matter of Consent Order File Number 2008-04909 Board v. Robert Klaus t/a B & D Home Improvement, the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

**File Number
2008-04909
Robert Klaus t/a B
& D Home
Improvement**

Robert E Klaus, acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 27	\$250.00
Board Costs		\$150.00
Total		\$400.00
In addition, for violation of the above counts, Robert E Klaus agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 days of the order.		

Upon a motion by **Mrs. Wood** seconded by **Mr. Sumpter** the board ratified the consent order with an unanimous vote: Members voting "Yes" were: **Tomlin, Cronin, Smith, Kirby, Modisett, Redifer, Rusher, Miller, Walton, Williams, Sumpter and Wood.**

Hart was absent.

In the matter of Consent Order File Number 2009-00012 Board v. Hudler Homes & Construction Inc, the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

**File Number
2009-00012
Hudler Homes &
Construction Inc**

Hudler Homes & Construction Inc, acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 8	\$350.00
Count 2:	18 VAC 50-22-260 B 6	\$800.00
Board Costs		\$150.00
Total		\$1,300.00
In addition, for violation of the above counts, Hudler Homes & Construction Inc agrees to have a member of Responsible Management successfully complete a Board-approved remedial		

education class within 90 days of the order.

Upon a motion by **Mrs. Wood** seconded by **Mr. Sumpter** the board ratified the consent order with an unanimous vote: Members voting "Yes" were: **Tomlin, Cronin, Smith, Kirby, Modisett, Redifer, Rusher, Miller, Walton, Williams, Sumpter and Wood.**

Hart was absent.

In the matter of Consent Order File Number 2009-00138 Board v. Eastern Building & Remodeling, the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

**File Number
2009-00138
Eastern Building &
Remodeling**

Eastern Building & Remodeling, acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 27	\$250.00
Board Costs		\$150.00
Total		\$400.00

In addition, the Board shall waive imposition of the \$250.00 monetary penalty for Count 1 provided Eastern Building & Remodeling LLC obtains a Class A contractor's license within ninety days of the effective date of this Order. If Eastern Building & Remodeling LLC fails to comply with this condition, then the full monetary penalty will be automatically imposed.

In addition, for violation of the above counts, **Eastern Building & Remodeling** agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 days of the order.

Upon a motion by **Mrs. Wood** seconded by **Mr. Sumpter** the board ratified the consent order with an unanimous vote: Members voting "Yes" were: **Tomlin, Cronin, Smith, Kirby, Modisett, Redifer, Rusher, Miller, Walton, Williams, Sumpter and Wood.**

Hart was absent.

In the matter of Consent Order File Number 2009-00424 Board v. Minor's Fences, Inc, the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

**File Number
2009-00424
Minor's Fences,
Inc**

Minor's Fences Inc, acknowledges an understanding of the charges and hereby admits

to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 31	\$200.00
Board Costs		\$150.00
Total		\$350.00
In addition, for violation of the above counts, Minor's Fences Inc agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 days of the order.		

Upon a motion by **Mrs. Wood** seconded by **Mr. Sumpter** the board ratified the consent order with an unanimous vote: Members voting "Yes" were: **Tomlin, Cronin, Smith, Kirby, Modisett, Redifer, Rusher, Miller, Walton, Williams, Sumpter and Wood.**

Hart was absent.

In the matter of Consent Order File Number 2009-00954 Board v. Thomas M Protain, t/a T M Protain Heating & Cooling, the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2009-00954
Thomas M Protain,
t/a T M Protain
Heating & Cooling

Thomas M Protain, acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 17	\$1,500.00
Count 2:	18 VAC 50-22-260 B 18	\$800.00
Board Costs		\$150.00
Total		\$2,450.00
In addition, for violation of the above counts, Thomas M Protain agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 days of the order.		

Upon a motion by **Mrs. Wood** seconded by **Mr. Sumpter** the board ratified the consent order with an unanimous vote: Members voting "Yes" were: **Tomlin, Cronin, Smith, Kirby, Modisett, Redifer, Rusher, Miller, Walton, Williams, Sumpter and Wood.**

Hart was absent.

In the matter of Consent Order File Number 2009-01051 Board v. George L Schiebel Jr., t/a SRV Electric, the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2009-01051
George L Schiebel
Jr, t/a SRV Electric

George L Schiebel Jr., acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 27	\$350.00
Board Costs		\$150.00
Total		\$500.00
In addition, for violation of the above counts, George L Schiebel Jr. agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 days of the order.		

Upon a motion by **Mrs. Wood** seconded by **Mr. Sumpter** the board ratified the consent order with an unanimous vote: Members voting "Yes" were: **Tomlin, Cronin, Smith, Kirby, Modisett, Redifer, Rusher, Miller, Walton, Williams, Sumpter and Wood.**

Hart was absent.

In the matter of Consent Order File Number 2008-03240 Board v. Michael Watson, the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2008-03240
Michael Watson

Michael Watson, acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 18	\$0.00
Board Costs		\$150.00
Total		\$150.00
In addition, for violation of Count 1, Michael Watson agrees to reimburse \$865.00 to Naynybet Vazquez and Melvin A Ortiz and provide the Board with proof of the payment within ninety (90) days of the effective date of this Order.		
In addition, for violation of the above counts, Michael Watson agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 days of the order.		

Upon a motion by **Mrs. Wood** seconded by **Mr. Sumpter** the board ratified the consent order with an unanimous vote: Members voting "Yes" were: **Tomlin, Cronin, Smith, Kirby, Modisett, Rusher, Miller, Walton, Williams, Sumpter and Wood.**

Hart was absent. Mr. Redifer did vote and did not participate.

In the matter of Consent Order File Number 2008-04395 Board v. MD Electrical LLC, the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2008-04395
MD Electrical LLC

M D Electrical LLC, acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 6	\$500.00
Count 2:	18 VAC 50-22-260 B 31	\$400.00 two violations
Board Costs		\$150.00
Total		\$1,050.00
In addition, for violation of the above counts, MD Electrical LLC agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 days of the order.		

Upon a motion by **Mrs. Wood** seconded by **Mr. Sumpter** the board ratified the consent order with an unanimous vote: Members voting "Yes" were: **Tomlin, Cronin, Smith, Kirby, Modisett, Rusher, Miller, Walton, Williams, Sumpter and Wood.**

Hart was absent. Mr. Redifer did not vote and did not participate.

In the matter of Consent Order File Number 2009-00375 Board v. Ned Jay Spears & Chadwick Beau Spears, t/a Spears Construction, the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2009-00375
Ned Jay Spears & Chadwick Beau Spears, t/a Spears Construction

Ned Jay Spears & Chadwick Beau Spears, acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 27	\$500.00
Count 2:	18 VAC 50-22-260 B 5	\$350.00
Count 3:	18 VAC 50-22-260.B 31	\$350.00
Board Costs		\$150.00
Total		\$1,350.00
In addition, for violation of the above counts, Jay Spears & Chadwick Beau Spears agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 days of the order.		

Upon a motion by **Mrs. Wood** seconded by **Mr. Sumpter** the board ratified the consent order with an unanimous vote: Members voting "Yes" were: **Tomlin, Cronin,**

Smith, Kirby, Modisett, Rusher, Miller, Walton, Williams, Sumpter and Wood.
Hart was absent. Mr. Redifer did not vote and did not participate.

In the matter of Consent Order File Number 2008-02119 Board v. Charles Morris, Jr. t/a Right-Way Remodeling Contractor, the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2008-02119
Charles Morris, Jr.
t/a Right-Way
Remodeling
Contractor

Charles Morris, Jr., acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 27	\$400.00
Count 2:	18 VAC 50-22-260 B 27	\$350.00
Count 3:	18 VAC 50-22-260.B 6	\$800.00
Count 4:	18 VAC 50-22-260 B 5	\$1400.00
Board Costs		\$150.00
Total		\$3,100.00

In addition, the Board shall waive imposition of the \$400.00 monetary penalty for Count 1 provided Charles W Morris Jr. adds the building (BLD) specialty to his license within ninety (90) days of the effective date of this Order. If Charles W Morris Jr. fails to comply with this condition, then the full monetary penalty will be automatically imposed.

In addition, for violation of the above counts, **Charles Morris, Jr.** agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 days of the order.

Upon a motion by **Mrs. Wood** seconded by **Mr. Sumpter** the board ratified the consent order with an unanimous vote: Members voting "Yes" were: **Tomlin, Cronin, Kirby, Modisett, Redifer, Rusher, Miller, Walton, Williams, Sumpter and Wood.**

Hart was absent. Mr. Smith did not vote and did not participate.

In the matter of Consent Order File Number 2008-03960 Board v. City Wide Development LLC, the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2008-03960
City Wide
Development LLC

City Wide Development LLC, acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 2	\$750.00
----------	----------------------	----------

Count 2:	18 VAC 50-22-260 B 2	\$750.00
Count 3:	18 VAC 50-22-220 A	\$200.00
Count 4:	18 VAC 50-22-220 C	\$200.00
Board Costs		\$150.00
Total		\$2,050.00

It is noted that on September 10, 2008, Richard Mason, Sr. was removed as Responsible Management and replaced as Qualified Individual for the BLD classification on the license records for City Wide Development, LLC.

In addition, for violation of the above counts, **City Wide Development LLC** agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class within 180 days of the order.

Upon a motion by **Mrs. Wood** seconded by **Mr. Sumpter** the board ratified the consent order with an unanimous vote: Members voting "Yes" were: **Tomlin, Cronin, Kirby, Modisett, Redifer, Rusher, Miller, Walton, Williams, Sumpter and Wood.**

Hart was absent. Mr. Smith did not vote and did not participate.

In the matter of Consent Order File Number 2007-04449 Board v. World Wide Water Systems Co Inc, the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2007-04449
World Wide Water
Systems Co Inc

World Wide Water Systems Co Inc, acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-230 B	\$0.00
Count 2:	18 VAC 50-22-220 A	\$0.00
Count 3:	18 VAC 50-22-220.B	\$0.00
Count 4:	18 VAC 50-22-260 B 13	\$0.00
Board Costs		\$500.00
Total		\$500.00

In addition, for violation of the above counts, **World Wide Water Systems Co inc** agrees to change its current business name with the State Corporation Commission within ninety days of the order/ report a change in the officers of the corporation; report a change in the designated employee within 90 days of the order. Count 4 is closed with a finding of no violation of Board Regulation 18 VAC 50-22-220 C.

Upon a motion by **Mrs. Wood** seconded by **Mr. Sumpter** the board ratified the consent order with an unanimous vote: Members voting "Yes" were: **Tomlin, Cronin,**

Smith, Kirby, Modisett, Redifer, Rusher, Miller, Walton, Williams, Sumpter and Wood.

Hart was absent. Ms. Wall consulted on this case.

In the matter of Consent Order File Number 2007-02292 Board v. Designs Of Distinction Ltd, t/a Designs Of Distinction Ltd, the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

**File Number
2007-02292
Designs Of
Distinction Ltd, t/a
Designs Of
Distinction Ltd**

Designs Of Distinction Ltd, t/a Designs Of Distinction Ltd, acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 30	\$1,000.00
Board Costs		\$350.00
Total		\$1,350.00
In addition, for violation of the above counts, Design Of Distinction Ltd agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 days of the order.		

Upon a motion by **Mrs. Tomlin** seconded by **Mr. Sumpter** the board ratified the consent order with an unanimous vote: Members voting "Yes" were: **Tomlin, Cronin, Smith, Modisett, Redifer, Rusher, Miller, Walton, Williams and Sumpter.**

Hart was absent. Mrs. Wood and Mr. Kirby did not vote and did participate.

In the matter of Consent Order File Number 2007-05109 Board v. Brother's Construction Company, Inc., the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

**File Number
2007-05109
Brother's
Construction
Company, Inc.**

Brother's Construction Company, Inc., acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 9	\$350.00
Board Costs		\$150.00
Total		\$500.00
In addition, for violation of the above counts, Brother's Construction Company, Inc. agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 days of the order.		
In addition, it is agreed that no further disciplinary action will be		

pursued regarding a violation of 18 VAC 50-22-260 B 9 for contracts entered into by Brother's Construction Inc. prior to the effective date of this Order.

Upon a motion by **Mrs. Tomlin** seconded by **Mr. Sumpter** the board ratified the consent order with an unanimous vote: Members voting "Yes" were: **Tomlin, Cronin, Smith, Kirby, Modisett, Redifer, Rusher, Miller, Walton, Williams and Sumpter.**

Hart was absent. Mrs. Wood did not participate and did not vote.

In the matter of Consent Order File Number 2008-02745 Board v. Sergeant & Co. General Contractors LLC, the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

**File Number
2008-02745
Sergeant & Co.
General
Contractors LLC**

Sergeant & Co. General Contractors LLC, acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 9	\$0.00
Count 2:	18 VAC 50-22-260 B 14	\$0.00
Board Costs		
Total		\$0.00
In addition, for the violation of Counts 1 and 2, Sergeant & Co. General Contractors LLC agrees to revocation of its license.		

Upon a motion by **Mrs. Tomlin** seconded by **Mr. Sumpter** the board ratified the consent order with an unanimous vote: Members voting "Yes" were: **Tomlin, Cronin, Smith, Kirby, Modisett, Redifer, Rusher, Miller, Walton, Williams and Sumpter.**

Hart was absent. Mrs. Wood did not vote and did not participate.

In the matter of Consent Order File Number 2008-02811 Board v. Robert Wilfong t/a Wilfong Roofing, the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

**File Number
2008-02811
Robert Wilfong t/a
Wilfong Roofing**

Robert Wilfong t/a Wilfong Roofing, acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 11	\$350.00
Count 2:	18 VAC 50-22-260 B 29	\$2500.00
Board Costs		\$150.00
Total		\$3,000.00
In addition, for violation of the above counts, Robert Wilfong agrees to have a member of Responsible Management		

successfully complete a Board-approved remedial education class within 90 days of the order. Mr. Wilfong agrees to revocation of license 2705-102646.

Upon a motion by **Mrs. Tomlin** seconded by **Mr. Sumpter** the board ratified the consent order with an unanimous vote: Members voting "Yes" were: **Tomlin, Cronin, Smith, Kirby, Modisett, Redifer, Rusher, Miller, Walton, Williams and Sumpter.**

Hart was absent. Mrs. Wood did not vote and did not participate.

In the matter of Consent Order File Number 2008-04048 Board v. Turners Pool & Spa, Inc., the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

**File Number
2008-04048
Turners Pool &
Spa, Inc.**

Turners Pool & Spa, Inc. acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 31	\$50.00
Count 2:	18 VAC 50-22-260 B 15	\$1,000.00
Board Costs		\$150.00
Total		\$1,200.00
In addition, for violation of the above counts, Turners Pool & Spa, Inc. agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 days of the order.		

Upon a motion by **Mrs. Tomlin** seconded by **Mr. Sumpter** the board ratified the consent order with an unanimous vote: Members voting "Yes" were: **Tomlin, Cronin, Smith, Kirby, Modisett, Redifer, Rusher, Miller, Walton, Williams and Sumpter.**

Hart was absent. Mrs. Wood did not vote and did not participate.

In the matter of Consent Order File Number 2008-04144 Board v. Lindsey Lee Rhodes Jr, t/a Residential Roof Doctor, the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

**File Number
2008-04144
Lindsey Lee
Rhodes Jr., t/a
Residential Roof
Doctor**

Lindsey Lee Rhodes Jr., acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 9	\$350.00
Count 2:	18 VAC 50-22-260 B 15	\$1,200.00
Count 3:	18 VAC 50-22-230.B	\$100.00
Count 4:	18 VAC 50-22-260 B 13	\$1,500.00

Board Costs		\$150.00
Total		\$3,300.00
In addition, for violation of the above counts, Lindsey Lee Rhodes Jr. agrees to have a member of Responsible Management successfully complete an advanced Board-approved remedial education class within 90 days of the order.		

Upon a motion by **Mrs. Tomlin** seconded by **Mr. Sumpter** the board ratified the consent order with an unanimous vote: Members voting "Yes" were: **Tomlin, Cronin, Smith, Kirby, Modisett, Redifer, Rusher, Miller, Walton, Williams and Sumpter.**

Hart was absent. Mrs. Wood did not vote and did not participate.

In the matter of Consent Order File Number 2008-04166 Board v. Joseph Thomas t/a J C Thomas Construction Co, the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2008-04166
Joseph Thomas t/a
J C Thomas
Construction Co

Joseph Thomas acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 9	\$400.00
Count 2:	18 VAC 50-22-260 B 15	\$1,700.00
Count 3:	18 VAC 50-22-260.B 31	\$400.00
Count 4:	18 VAC 50-22-260 B 12	\$900.00
Board Costs		\$150.00
Total		\$3,550.00
In addition, for violation of Count 4, Joseph Clayton Thomas agrees to revocation of his license.		

Upon a motion by **Mrs. Tomlin** seconded by **Mr. Sumpter** the board ratified the consent order with an unanimous vote: Members voting "Yes" were: **Tomlin, Cronin, Smith, Kirby, Modisett, Redifer, Rusher, Miller, Walton, Williams, Sumpter and.**

Hart was absent. Mrs. Wood did not vote and did not participate.

A. Education Provider Applications:

Other Board
Business

The Board reviewed the recommendation of the Committee of the Board for Contractors with regards to applications submitted by education Providers. After discussion a motion was made by **Ms. Wood** and seconded by **Mr. Sumpter** to accept the Committee's recommendation. The motion passed by unanimous vote. Members voting "yes" were: **Cronin, Kirby, Miller, Modisett, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams and Wood.**

Hart was absent.

Virginia Building and Code Officials Association	Continuing Education	Electrical HVAC Plumbing Gas Fitting	Approval
United States Corp of Engineers Learning Center	Continuing Education	Electrical	Approval: Contingent on providing disclaimer.
Jade Learning	Continuing Education	HVAC Electrical	Approval
Freedom Business School	Pre-license and Remedial Education	Basic	Approval: Contingent on the addition of a web browser timer.
Carr Contracting Services	Pre-license and Remedial Education	Basic	Approval: Retroactive to October 28, 2008.
Middle Department Inspection Agency	Continuing Education	Electrical HVAC Plumbing Gas Fitting	Non-Approval

B. DHCD – HUD Manufactured Housing Updates:

The Board reviewed and adopted the recommendations of the Committee with regards to the new HUD requirements for manufactured housing installation. Representatives from the Manufactured Housing Board (housed at DHCD) assisted in educating the Board on the new requirements and suggested that the two boards work together to jointly meet HUD's mandate. DHCD will be responsible for the development and monitoring of the individual certification program and the Board for Contractors, through its current licensing program, will ensure that the Qualified Individuals of Contractors licensed to install manufactured homes, have completed the required training and have been certified by DHCD.

C. Changes to the Plumbing Code (Fire Sprinklers):

The Board reviewed and adopted the recommendations of the Committee with regards to regulatory changes that should be made in anticipation to upcoming changes to the USBC that would provide fire sprinkler coverage to single family homes. On a national level the new residential codes will mandate fire sprinkler coverage in new residential construction; however, representatives from the Virginia Building and Code Officials Association (VBCOA) anticipate that Virginia, while adopting the installation requirements, will not make it mandatory. In any event, the changes will also allow the installation of such systems to be performed by plumbers. The Committee is concerned

that the vast majority of the nearly 10,000 licensed journeyman and master plumbers will not have received adequate training to start installing such systems. The Board, as part of its current regulatory package, will propose a special fire sprinkler endorsement to the individual plumbing licensing criteria, which will include additional training requirements. The Board will also formally request that the Department of Labor and Industry (DOLI) review the current plumbing apprenticeship education curricula to ensure that residential fire sprinkler installation be added and required of all programs.

D. Regulatory Review:

The Board review staff and Committee recommendations for regulatory changes. Other recommendations will be presented to the Board for review and discussion during the Board's next scheduled meeting on January 27, 2009.

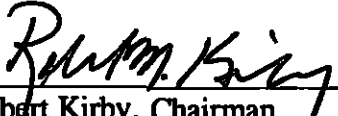
There was no new business.

New Business

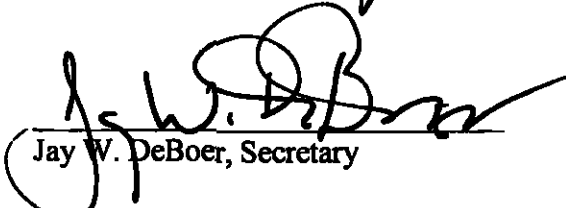
Their being no further business to come before the board, the meeting was adjourned at 1:25 p.m. upon a motion by **Mr. Redifer** and seconded by **Mr. Modisett**. The motion passed by unanimous vote. Members voting "Yes" were: **Cronin, Kirby, Miller, Modisett, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams and Wood.**

Adjournment

Hart was absent.



Robert Kirby, Chairman



Jay W. DeBoer, Secretary

Copy teste:

Custodian of the Record